

IN THE COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

STATE OF OHIO,

:

Plaintiff,

: Case No. 01-CR-794

-vs-

:

NATHANIEL JACKSON,

: Judge Stuard

Defendant.

:

NATHANIEL JACKSON'S PROFFER

VOLUME I OF III

KAREN IMFAVE ALLEN
CLERK OF COURTS
TRUMBULL COUNTY
2012 AUG 14 PM 2:34

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U.S. Census Bureau**State and County QuickFacts**[QuickFacts Main](#) | [FAQs](#) | [What's New](#)**Trumbull County, Ohio**[Ohio counties - view map](#)[Select a state](#)[USA QuickFacts](#)[Locate a county by place name](#)

Follow the link for definition and source information.

[Browse more data sets for Trumbull County, Ohio](#)

	People QuickFacts	Trumbull County	Ohio
	Population, 2001 estimate	223,982	11,373,547
	Population percent change, April 1, 2000-July 1, 2001	-0.5%	0.2%
	Population, 2000	225,116	11,353,140
	Population, percent change, 1990 to 2000	-1.2%	4.7%
	Persons under 5 years old, percent, 2000	6.1%	6.6%
	Persons under 18 years old, percent, 2000	24.4%	25.4%
	Persons 65 years old and over, percent, 2000	15.7%	13.3%
	Female persons, percent, 2000	51.6%	51.4%
	White persons, percent, 2000 (a)	90.2%	85.0%
	Black or African American persons, percent, 2000 (a)	7.9%	11.5%
	American Indian and Alaska Native persons, percent, 2000 (a)	0.1%	0.2%
	Asian persons, percent, 2000 (a)	0.5%	1.2%
	Native Hawaiian and Other Pacific Islander, percent, 2000 (a)	Z	Z
	Persons reporting some other race, percent, 2000 (a)	0.2%	0.8%
	Persons reporting two or more races, percent, 2000	1.1%	1.4%
	Persons of Hispanic or Latino origin, percent, 2000 (b)	0.8%	1.9%
	White persons, not of Hispanic/Latino origin, percent, 2000	89.7%	84.0%
	Living in same house in 1995 and 2000, pct age 5+, 2000	64.1%	57.5%
	Foreign born persons, percent, 2000	1.8%	3.0%
	Language other than English spoken at home, pct age 5+, 2000	5.7%	6.1%
	High school graduates, percent of persons age 25+, 2000	82.5%	83.0%
	Bachelor's degree or higher, pct of persons age 25+, 2000	14.5%	21.1%
	Persons with a disability, age 5+, 2000	39,747	1,909,481
	Mean travel time to work, workers age 16+ (minutes), 2000	21.0	22.5
	Housing units, 2000	95,117	4,783,057
	Homeownership rate, 2000	74.3%	69.1%
	Housing units in multi-unit structures, percent, 2000	18.0%	24.1%
	Median value of owner-occupied housing units, 2000		

EXHIBIT**1**<http://quickfacts.census.gov/qfd/states/39/39155.html>

Trumbull County QuickFacts from the US Census Bureau

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Households, 2000	89,020	4,445,71
Persons per household, 2000	2.48	2.4
Median household money income, 1999	\$38,298	\$40,95
Per capita money income, 1999	\$19,188	\$21,00
Persons below poverty, percent, 1999	10.3%	10.6%

Business QuickFacts	Trumbull County	Ohio
Private nonfarm establishments, 1999	4,785	270,761
Private nonfarm employment, 1999	84,059	4,867,361
Private nonfarm employment, percent change 1990-1999	-3.4%	14.6%
Nonemployer establishments, 1999	10,724	591,151
Manufacturers shipments, 1997 (\$1000)	11,235,598	241,902,924
Retail sales, 1997 (\$1000)	1,943,241	102,938,831
Retail sales per capita, 1997	\$8,551	\$9,187
Minority-owned firms, percent of total, 1997	5.1%	6.3%
Women-owned firms, percent of total, 1997	24.8%	26.2%
Housing units authorized by building permits, 2000	468	49,741
Federal funds and grants, 2001 (\$1000)	1,051,817	61,704,781
Local government employment - full-time equivalent, 1997	7,544	421,091

Geography QuickFacts	Trumbull County	Ohio
Land area, 2000 (square miles)	616	40,941
Persons per square mile, 2000	365.2	277.1
Metropolitan Area	Youngstown-Warren, OH MSA	

[Download delimited tables](#) | [Download Excel tables](#)

(a) Includes persons reporting only one race.

(b) Hispanics may be of any race, so also are included in applicable race categories.

FN: Footnote on this item for this area in place of data

NA: Not available

D: Suppressed to avoid disclosure of confidential information

X: Not applicable

S: Suppressed; does not meet publication standards

Z: Value greater than zero but less than half unit of measure shown

F: Fewer than 100 firms

Data Quality Statement

What do you think of QuickFacts?

Source U.S. Census Bureau: State and County QuickFacts. Data derived from Population Estimates, 2000 Census of Population and Housing, 1990 Census of Population and Housing, Small Area Income and Poverty Estimates, County Business Patterns, 1997 Economic Census, Minority- and Women-Owned Business, Building Permits, Consolidated Federal Funds Report, 1997 Census of Governments

Trumbull County QuickFacts from the US Census Bureau

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Last Revised: Tuesday, 15-Jul-2003 11:48:38 EDT

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Helping You Make Informed Decisions

U.S. Census BureauState and County *QuickFacts*[QuickFacts Main](#) | [FAQs](#) | [What's New](#)**Race**

Source: U.S. Census Bureau, 2000 Census of Population, Public Law 94-171 Redistricting Data File. Updated every 10 years. <http://factfinder.census.gov>.

Definition:

The concept of race as used by the Census Bureau reflects self-identification by people according to the race or races with which they most closely identify. These categories are sociopolitical constructs and should not be interpreted as being scientific or anthropological in nature. Furthermore, the race categories include both racial and national-origin groups.

The racial classifications used by the Census Bureau adhere to the October 30, 1997, Federal Register Notice entitled, "Revisions to the Standards for the Classification of Federal Data on Race and Ethnicity" issued by the Office of Management and Budget (OMB).

White. A person having origins in any of the original peoples of Europe, the Middle East, or North Africa. It includes people who indicate their race as "White" or report entries such as Irish, German, Italian, Lebanese, Near Easterner, Arab, or Polish.

Black or African American. A person having origins in any of the Black racial groups of Africa. It includes people who indicate their race as "Black, African Am., or Negro," or provide written entries such as African American, Afro American, Kenyan, Nigerian, or Haitian.

American Indian and Alaska Native. A person having origins in any of the original peoples of North and South America (including Central America) and who maintain tribal affiliation or community attachment.

Asian. A person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian subcontinent including, for example, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, and Vietnam. It includes "Asian Indian," "Chinese," "Filipino," "Korean," "Japanese," "Vietnamese," and "Other Asian."

Native Hawaiian and Other Pacific Islander. A person having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islands. It includes people who indicate their race as "Native Hawaiian," "Guamanian or Chamorro," "Samoan," and "Other Pacific Islander."

Some other race. Includes all other responses not included in the "White," "Black or African American," "American Indian and Alaska Native," "Asian" and "Native Hawaiian and Other Pacific Islander" race categories described above. Respondents providing write-in entries such as multiracial, mixed, interracial, Wesort, or a Hispanic/Latino group (for example, Mexican, Puerto Rican, or Cuban) in the "Some other race" category are included here.

Two or more races. People may have chosen to provide two or more races either by checking two or more race response check boxes, by providing multiple write-in responses, or by some combination of check boxes and write-in responses.

Comparability. The data on race in Census 2000 are not directly comparable to those collected in previous censuses.

The concept of race is separate from the concept of Hispanic origin. Percentages for the various race categories add to 100 percent, and should not be combined with the percent Hispanic. Tallies that show race categories for Hispanics and nonHispanics separately are also available.

Scope and Methodology:

Race

Page 2 of:

The data on race were derived from answers to the question on race that was asked of all people in Census 2000.

More Information:

- [Other data available for race populations](#)
- [Race for Hispanic and nonHispanic populations \(pdf, see table 10\)](#)
- [Data available on businesses owned by particular race groups](#)

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DEATH PENALTY PROPORTIONALITY STATISTICS

Prepared by Brenda L. Jones, Administrative Assistant, Death Penalty Division,
Ohio Public Defender Office, November 19, 2003

Death Row Residents:	212	Females: 1	TOTAL	213
*Death-Sentenced Defendants:	Males: 195	Females: 1	TOTAL	196
Race of Defendants:	African-American	105	Caucasian	99M/1F
	Native American	2	Latino	2
	Other	4	Unknown	0
			TOTAL	213
*Race of Defendant - Victim:	African-American - African-American			47
	African-American - Caucasian			49
	African-American - Other			5
	African-American - African-American & Caucasian			3
	African-American - African-American & Caucasian & Other			1
	African-American - unknown			0
	*Caucasian - Caucasian			92M/1F
	Caucasian - African-American			3
	Caucasian - African-American & Caucasian			4
	Caucasian - Latino			1
	Caucasian - unknown			0
	Latino - Caucasian			2
	Native American - Caucasian			1
	Native American - Latino			1
	Other - Other			3
	Other - Caucasian			1
			*TOTAL	214
	*Reflects 2 death sentence cases for James Conway			
Executed Defendants:	Male			8
Race of Defendants:	Caucasian			5
	African-American			3
Race of Defendant - Victim:	Caucasian - Caucasian			5
	African-American - African-American			3
	African-American - Caucasian			1

*Difference between figures is due to legal relief, but not final relief.

EXHIBIT

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DEATH ROW CURRENT RESIDENTS

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
05-25-83	David Steffen	W-M-22	Hamilton	W
06-14-83	David Mapes	B-M-29	Cuyahoga	W
08-10-83	Frank Spisak Jr.	W-M-31	Cuyahoga	2B/1W
10-25-83	Michael Beuke	W-M-21	Hamilton	W
11-03-83	Billy Joe Sowell	B-M-46	Hamilton	B
11-03-83	Lewis Williams	B-M-24	Cuyahoga	W
12-01-83	Reginald Brooks Sr.	B-M-37	Cuyahoga	3B
04-27-84	David Hamblin	W-M-32	Cuyahoga	W
05-22-84	Gregory Esparza	L-M-20	Lucas	W
08-03-84	Donald Williams	B-M-38	Cuyahoga	B
09-24-84	John G. Spirko Jr.	W-M-36	Van Wert	W
09-24-84	John D. Stumpf	W-M-25	Guemsey	W
10-05-84	William Zuern	W-M-25	Hamilton	W
11-05-84	Allan Earl Holloway	W-M-30	Hamilton	W
11-09-84	Daniel Lee Bedford	W-M-36	Hamilton	2W
11-28-84	Joseph Lewis Clark	B-M-35	Lucas	W
01-08-85	Anthony Apanovitch	W-M-29	Cuyahoga	W
01-26-85	Danny Hooks	W-M-39	¹ Montgomery	2W
03-13-85	Ronald Ray Post	W-M-24	Lorain	W
05-28-85	William Bradley	B-M-57	Scioto	W
06-12-85	Dewaine Poindexter	B-M-25	Hamilton	B
06-18-85	John Gillard	W-M-40	Stark	2W
06-25-85	Rhett DePew	W-M-31	Butler	3W
07-11-85	Paul Greer	B-M-30	Summit	W
08-05-85	Jerome Henderson	B-M-26	Hamilton	B
08-08-85	Robert Van Hook	W-M-25	Hamilton	W
08-20-85	William Wickline Jr.	W-M-32	Franklin	2W
10-16-85	Romell Broom	B-M-28	Cuyahoga	B
10-18-85	Derrick Jamison	B-M-24	Hamilton	W
11-07-85	Frederick Dickerson	B-M-29	Lucas	2B
12-19-85	John Glenn Roe	W-M-22	Franklin	W
01-08-86	Alfred Morales	NA-M-22	Cuyahoga	L
01-29-86	Mark Wiles	W-M-22	Portage	W
01-30-86	Arthur Tyler	B-M-23	Cuyahoga	B
02-07-86	Percy Hutton	B-M-32	Cuyahoga	B

DEATH ROW CURRENT RESIDENTS

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
02-21-86	John Hicks	B-M-29	Hamilton	2B
02-28-86	Danny Hill	B-M-18	Trumbull	W
04-02-86	Lawrence Landrum	W-M-23	Ross	W
04-24-86	Samuel Moreland	B-M-32	Montgomery	5B
05-29-86	Glenn Benner II	W-M-23	Summit	2W
07-30-86	David Allen Sneed* *nka Muhammad Khaaleeq Ishmaa'eel	B-M-25	Stark	W
11-07-86	William Montgomery	B-M-20	Lucas	2W
12-04-86	Richard Cooley	W-M-19	Summit	2W
12-09-86	Charles Lorraine	W-M-20	Trumbull	2W
01-02-87	Gary Johnson* *nka Sha'bba Shahid	B-M-33	Cuyahoga	B
01-26-87	Kenneth Richey	W-M-23	Putnam	W
01-27-87	Tony Powell	B-M-19	Hamilton	B
08-25-87	John Eley	B-M-37	Mahoning	O
09-01-87	Gregory Lott	B-M-26	Cuyahoga	W
09-14-87	Joseph Murphy	W-M-22	Marion	W
09-18-87	Reginald Jells	B-M-21	Cuyahoga	B
09-22-87	Wayne Frazier* *nka Abdul Haliym	B-M-29	Cuyahoga	2B
10-16-87	Derrick Evans	B-M-29	Cuyahoga	2B
11-06-87	Warren Waddy	B-M-34	Franklin	W
03-29-88	Melvin Bonnell	W-M-29	Cuyahoga	W
04-14-88	Billy Slagle	NA-M-19	Cuyahoga	W
04-14-88	William Henry Smith	B-M-30	Hamilton	B
04-21-88	Andre Jackson	B-M-21	Cuyahoga	W
05-06-88	Martin Rojas	O-M-29	Hamilton	W
05-13-88	Jerry Lawson	W-M-35	Clermont	W
09-13-88	James Mills	B-M-46	Hamilton	W
12-19-88	Darryl Durr	B-M-25	Cuyahoga	W
01-04-89	George Franklin	B-M-22	Hamilton	W
02-23-89	Joseph D'Ambrosio	W-M-26	Cuyahoga	W
03-15-99	Andre Williams	B-M-21	Trumbull	W
04-04-89	Von Clark Davis	B-M-42	Butler	B
08-16-89	Clarence Carter	B-M-27	Hamilton	B
10-26-89	Donald Palmer Jr.	W-M-24	Belmont	2W
11-20-89	Warren Spivey	B-M-19	Mahoning	W
01-26-90	Shawn Hawkins	B-M-21	Hamilton	2B

DEATH ROW CURRENT RESIDENTS

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
04-23-90	Donald Lewis	B-M-28	Cuyahoga	B
09-05-90	Derrick Cook	B-M-34	Hamilton	W
09-21-90	Jeffrey Lundgren	W-M-40	Lake	5W
10-22-90	Mark Burke	B-M-28	Franklin	B
11-28-90	Eugene Woodard	B-M-19	Cuyahoga	B
12-14-90	Kevin Scudder	B-M-27	Franklin	W
02-08-91	Clifford Williams	B-M-18	Butler	B
02-25-91	Richard Joseph	W-M-19	Allen	W
05-01-91	Juan Kinley	B-M-24	Clark	2W
07-15-91	David Allen	W-M-33	Cuyahoga	W
07-16-91	Michael Webb	W-M-42	Clermont	W
08-01-91	Clarence Mack	W-M-42	Cuyahoga	W
08-29-91	Richard Frazier	W-M-45	Cuyahoga	W
10-29-91	Kenneth Biros	W-M-33	Trumbull	W
11-12-91	Jose Trinidad Loza	L-M-19	Butler	4W
12-07-91	Genesis Hill	B-M-19	Hamilton	B
03-25-92	Roderick Davie* *nka Abdul Hakiym Zakiy	B-M-20	Trumbull	2W
05-08-92	Daniel Wilson	W-M-21	Lorain	W
06-01-92	Wiley Davis	B-M-32	Cuyahoga	W
07-01-92	Jeffrey Hill	B-M-27	Hamilton	B
07-01-92	Tyrone Ballew	B-M-23	Hamilton	B
07-20-92	Cedric Carter	B-M-19	Hamilton	W
09-16-92	John Fautenberry	W-M-28	Hamilton	W
10-06-92	Gary Otte	W-M-20	Cuyahoga	2W
10-20-92	Michael Bies	W-M-20	Hamilton	W
11-05-92	William Garner	B-M-20	Hamilton	5B
11-25-92	Darryl Gumm	W-M-26	Hamilton	W
12-11-92	Abdul Awkal	O-M-32	Cuyahoga	2O
02-01-93	Timothy Dunlap	W-M-24	Hamilton	W
03-15-93	Jeffrey Wogenstahl	W-M-32	Hamilton	W
04-07-93	Raymond Twyford III	W-M-30	Jefferson	W
05-28-93	Michael Taylor	B-M-44	Cuyahoga	B
06-24-93	Michael Benge	W-M-31	Butler	W
08-11-93	Willie J. Williams	B-M-36	² Summit	4B
09-14-93	Ronald Phillips	W-M-19	Summit	W

DEATH ROW CURRENT RESIDENTS

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
12-10-93	Marvallous Keene	B-M-20	Montgomery	2B/2W/1O
12-22-93	Gregory Bryant-Bey	B-M-37	Lucas	W
01-14-94	Warren Henness	W-M-30	Franklin	W
03-22-94	Vernon Smith*	B-M-22	Lucas	B
	*nka Abdullah Sharif Kaazim Mahdi			
04-13-94	Thomas M. Keenan	W-M-44	Cuyahoga	W
05-31-94	Kevin Keith	B-M-31	Crawford	3B
06-09-94	Lawrence Reynolds Jr.	W-M-28	Summit	W
07-07-94	Maurice Mason	B-M-30	Marion	W
11-21-94	Harry Mitts Jr.	W-M-42	Cuyahoga	B/W
12-14-94	Lee Edward Moore Jr.	B-M-20	Hamilton	W
12-23-94	Dennis McGuire	W-M-34	Preble	W
12-29-94	Adremy Dennis	B-M-18	Summit	W
12-29-94	Michael Goodwin	B-M-19	Cuyahoga	O
02-23-95	Frederick Treesh	W-M-31	Lake	B
02-24-95	Johnnie Baston	B-M-21	Lucas	O
04-12-95	Jason Robb	W-M-27	³ Franklin	W
05-12-95	Freddie McNeill Jr.	B-M-20	Lorain	W
05-30-95	Bobby Shepphard	B-M-18	Hamilton	W
06-01-95	Timothy Hoffner	W-M-21	Lucas	W
08-01-95	James Filiaggi	W-M-30	Lorain	W
08-18-95	James Goff	W-M-20	Clinton	W
08-21-95	Keith LaMar	B-M-26	⁴ Lawrence	1B/3W
10-03-95	Stephen Vrabel	W-M-38	Mahoning	2W
11-22-95	Archie Dixon	W-M-22	Lucas	W
12-04-95	William Thomas	B-M-39	Lucas	W
12-11-95	James D. O'Neal	B-M-41	Hamilton	B
12-15-95	Richard R. Bays	W-M-30	Greene	W
01-05-96	Raymond A. Smith	B-M-56	Lorain	W
01-30-96	George Skatzes	W-M-48	⁵ Montgomery	2W
02-08-96	Kenny Smith	W-M-29	Butler	2W
02-20-96	Tyrone L. Noling	W-M-23	Portage	2W
02-27-96	Mark A. Brown	B-M-23	Mahoning	O
03-01-96	David Lee Myers	W-M-31	Greene	W
03-06-96	Carlos Sanders*	B-M-33	⁶ Hamilton	W
	*nka Siddique Abdullah Hasan			
04-10-96	Stanley Jalowiec	W-M-25	Lorain	W

DEATH ROW CURRENT RESIDENTS

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
04-11-96	Kenneth Green	B-M-42	Cuyahoga	2B
07-10-96	Maxwell White, Jr.	W-M-31	Ashland	W
09-04-96	Tony R. Gross	W-M-42	Muskingum	W
09-12-96	Jason Getsy	W-M-20	Trumbull	W
09-25-96	Davei Chinn	B-M-39	Montgomery	W
10-29-96	Clifton White III	B-M-23	Summit	2W
11-01-96	Gerald Clemons	W-M-53	Hamilton	3W
11-06-96	Walter Raglin	B-M-19	Hamilton	W
11-22-96	Jamie Madrigal	B-M-22	Lucas	W
01-09-97	Elwood Jones	B-M-44	Hamilton	W
02-03-97	Kevin Yarbrough	B-M-38	Shelby	W
03-03-97	Timothy Coleman	B-M-27	Clark	B
04-16-97	Jessie James Cowans	W-M-36	Clermont	W
04-18-97	John Stojetz	W-M-41	Madison	B
05-28-97	Sidney Cornwell	B-M-20	Mahoning	W
06-11-97	Herman Ashworth	W-M-24	Licking	W
09-15-97	Carl Lindsey	W-M-35	Brown	W
12-10-97	Angelo Fears	B-M-23	Hamilton	B
12-22-97	Richard Nields	W-M-47	Hamilton	W
02-19-98	Kareem Jackson	B-M-24	Franklin	2B
02-19-98	Willie Herring	B-M-20	Mahoning	2B/1W
02-25-98	Michael Stallings	B-M-20	Summit	B
04-02-98	Sean Carter	B-M-19	Trumbull	B
05-22-98	Brett X. Hartman	W-M-23	Summit	W
06-01-98	Rayshawn Johnson	B-M-20	Hamilton	W
06-08-98	Douglas Coley	B-M-22	Lucas	O
06-08-98	Odraye Jones	B-M-22	Ashtabula	W
06-16-98	Ulysses Murphy	B-M-27	Franklin	B
07-06-98	Gary Hughbanks	W-M-31	Hamilton	2W
08-27-98	Raymond Tibbetts	W-M-41	Hamilton	2W
08-27-98	Antonio Franklin	B-M-19	Montgomery	3B
10-16-98	Ahmad Fawzi Issa	O-M-28	Hamilton	O
11-20-98	James Hanna	W-M-49	Warren	W
03-25-99	Steven Smith	W-M-31	Richland	W
04-06-99	James Taylor Sr.	W-M-68	Greene	2W

DEATH ROW CURRENT RESIDENTS

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
04-23-99	Scott Group	W-M-34	Mahoning	W
05-05-99	Shawn Williams	B-M-25	Lucas	B
05-18-99	August Cassano	W-M-45	Richland	W
06-16-99	David Braden	W-M-39	Franklin	2W
09-03-99	Robert Williams Jr.	B-M-35	Lucas	W
10-13-99	Ralph Lynch	W-M-49	Hamilton	B
10-21-99	William K. Sapp	W-M-37	Clark	3W
11-04-99	Troy Tenace	W-M-37	Lucas	W
04-10-00	Michael Dean Scott	B-M-22	Stark	B/W
08-29-00	James Jordan	B-M-46	Lucas	2W
09-28-00	Terrell Yarbrough	B-M-20	Jefferson	2W
11-16-00	Quisi Bryan	B-M-30	Cuyahoga	W
02-02-01	Nawaz Ahmed	O-M-46	Belmont	4O
04-20-01	Alva Campbell Jr.	W-M-52	Franklin	W
06-20-01	Scott A. Mink	W-M-37	Montgomery	2W
06-28-01	Patrick Leonard	W-M-31	Hamilton	W
07-03-01	Larry Gapen	W-M-52	Montgomery	3W
10-10-01	Stanley Adams	W-M-33	Trumbull	2W
01-11-02	Kelly Foust	W-M-24	Cuyahoga	L
02-15-02	Stanley Fitzpatrick	B-M-34	Hamilton	3B
06-25-02	Jeronique Cunningham	B-M-29	Allen	2B
08-05-02	Cleveland Jackson	B-M-24	Allen	2B
10-02-02	Grady Brinkley	B-M-34	Lucas	B
10-25-02	Gregory McKnight	B-M-26	Vinton	W
11-06-02	Jonathan D. Monroe	B-M-29	Franklin	2B
12-09-02	Nathaniel Jackson	B-M-30	Trumbull	W
12-20-02	Michael Ray Turner	W-M-44	Franklin	2W
02-10-03	Christopher J. Newton	W-M-33	Richland	W
02-19-03	James T. Conway III (I)	W-M-24	Franklin	W
06-04-03	Gerald "Bob" Hand	W-M-54	Delaware	B/W
06-06-03	James Were	B-M-46	⁷ Hamilton	W
06-20-03	Donna Roberts	W-F-59	Trumbull	W
08-21-03	Robert W. Bethel	W-M-25	Franklin	B/W
09-12-03	Darrell W. Ferguson	W-M-25	Montgomery	3W
09-30-03	James T. Conway III (II)	W-M-25	Franklin	W

DEATH ROW CURRENT RESIDENTS

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
10-10-03	Rocky Barton	W-M-47	Warren	W
10-21-03	Timothy Hancock	W-M-34	Warren	W
11-07-03	Martin L. Koliser Jr.	W-M-30	Mahoning	W
11-19-03	Phillip L. Elmore	B-M-40	Licking	W

Italics = legal relief granted but not final relief, defendant still on death row.

¹ HOOKS - Venue was changed from Clinton County

² W. WILLIAMS - Venue was changed from Mahoning County

³ ROBB - Venue was changed from Scioto County

⁴ LAMAR - Venue was changed from Scioto County

⁵ SKATZES - Venue was changed from Scioto County

⁶ SANDERS - Venue was changed from Scioto County

⁷ WERE - Venue was changed from Scioto County

NUMBER OF DEATH ROW RESIDENTS PER COUNTY

Total Number of Residents: 213

<u>COUNTY</u>	<u>TOTAL</u>	<u>COUNTY</u>	<u>TOTAL</u>	<u>COUNTY</u>	<u>TOTAL</u>
Adams	0	Hamilton	46	Noble	0
Allen	3	Hancock	0	Ottawa	0
Ashland	1	Hardin	0	Paulding	0
Ashtabula	1	Harrison	0	Perry	0
Athens	0	Henry	0	Pickaway	0
Auglaize	0	Highland	0	Pike	0
Belmont	2	Hocking	0	Portage	2
Brown	1	Holmes	0	Preble	1
Butler	6	Huron	0	Putnam	1
Carroll	0	Jackson	0	Richland	3
Champaign	0	Jefferson	2	Ross	1
Clark	3	Knox	0	Sandusky	0
Clermont	3	Lake	2	Scioto	1
Clinton	1	Lawrence	1	Seneca	0
Columbiana	0	Licking	2	Shelby	1
Coshocton	0	Logan	0	Stark	3
Crawford	1	Lorain	6	Summit	10
Cuyahoga	36	Lucas	17	Trumbull	10
Darke	0	Madison	1	Tuscarawas	0
Defiance	0	Mahoning	8	Union	0
Delaware	1	Marion	2	Van Wert	1
Erie	0	Medina	0	Vinton	1
Fairfield	0	Meigs	0	Warren	3
Fayette	0	Mercer	0	Washington	0
Franklin	*16	Miami	0	Wayne	0
Fulton	0	Monroe	0	Williams	0
Gallia	0	Montgomery	9	Wood	0
Geauga	0	Morgan	0	Wyandot	0
Greene	3	Morrow	0		
Guernsey	1	Muskingum	1		

*Reflects 2 death sentence cases for James Conway

BJ/1271/ZB011.XLS

DEATH ROW RESIDENTS BY COUNTY

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
05-25-83	David Steffen	W-M-22	Hamilton	W
10-25-83	Michael Beuke	W-M-21	Hamilton	W
11-03-83	Billy Joe Sowell	B-M-46	Hamilton	B
10-05-84	William Zuern	W-M-25	Hamilton	W
11-05-84	Allan Earl Holloway	W-M-30	Hamilton	W
11-09-84	Daniel Lee Bedford	W-M-36	Hamilton	2W
06-12-85	Dewaine Poindexter	B-M-25	Hamilton	B
08-05-85	Jerome Henderson	B-M-26	Hamilton	B
08-08-85	Robert Van Hook	W-M-25	Hamilton	W
10-18-85	Derrick Jamison	B-M-24	Hamilton	W
02-21-86	John Hicks	B-M-29	Hamilton	2B
01-27-87	Tony Powell	B-M-19	Hamilton	B
04-14-88	William Henry Smith	B-M-30	Hamilton	B
05-06-88	Martin Rojas	O-M-29	Hamilton	W
09-13-88	James Mills	B-M-46	Hamilton	W
01-04-89	George Franklin	B-M-22	Hamilton	W
08-16-89	Clarence Carter	B-M-27	Hamilton	B
01-26-90	Shawn Hawkins	B-M-21	Hamilton	2B
09-05-90	Derrick Cook	B-M-34	Hamilton	W
12-07-91	Genesis Hill	B-M-19	Hamilton	B
07-01-92	Jeffrey Hill	B-M-27	Hamilton	B
07-01-92	Tyrone Ballew	B-M-23	Hamilton	B
07-20-92	Cedric Carter	B-M-19	Hamilton	W
09-16-92	John Fautenberry	W-M-28	Hamilton	W
10-20-92	Michael Bies	W-M-20	Hamilton	W
11-05-92	William Garner	B-M-20	Hamilton	5B
11-25-92	Darryl Gumm	W-M-26	Hamilton	W
02-01-93	Timothy Dunlap	W-M-24	Hamilton	W
03-15-93	Jeffrey Wogenstahl	W-M-32	Hamilton	W
12-14-94	Lee Edward Moore Jr.	B-M-20	Hamilton	W
05-30-95	Bobby Shepphard	B-M-18	Hamilton	W
12-11-95	James D. O'Neal	B-M-41	Hamilton	B
03-06-96	Carlos Sanders	B-M-33	¹ Hamilton	W
11-01-96	Gerald Clemons	W-M-53	Hamilton	3W
11-06-96	Walter Raglin	B-M-19	Hamilton	W
01-09-97	Elwood Jones	B-M-44	Hamilton	W
12-10-97	Angelo Fears	B-M-23	Hamilton	B
12-22-97	Richard Nields	W-M-47	Hamilton	W
06-01-98	Rayshawn Johnson	B-M-20	Hamilton	W
07-06-98	Gary Hughbanks	W-M-31	Hamilton	2W
08-27-98	Raymond Tibbetts	W-M-41	Hamilton	2W
10-16-98	Ahmad Fawzi Issa	O-M-28	Hamilton	O
10-13-99	Ralph Lynch	W-M-49	Hamilton	B
06-28-01	Patrick Leonard	W-M-31	Hamilton	W
02-15-02	Stanley Fitzpatrick	B-M-34	Hamilton	3B
06-06-03	James Were	B-M-46	² Hamilton	W

DEATH ROW RESIDENTS BY COUNTY

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
06-14-83	David Mapes	B-M-29	Cuyahoga	W
08-10-83	Frank Spisak Jr.	W-M-31	Cuyahoga	2B/1W
11-03-83	Lewis Williams	B-M-24	Cuyahoga	W
12-01-83	Reginald Brooks Sr.	B-M-37	Cuyahoga	3B
04-27-84	David Hamblin	W-M-32	Cuyahoga	W
08-03-84	Donald Williams	B-M-38	Cuyahoga	B
01-08-85	Anthony Apanovitch	W-M-29	Cuyahoga	W
10-16-85	Romell Broom	B-M-28	Cuyahoga	B
01-08-86	Alfred Morales	NA-M-22	Cuyahoga	L
01-30-86	Arthur Tyler	B-M-23	Cuyahoga	B
02-07-86	Percy Hutton	B-M-32	Cuyahoga	B
01-02-87	Gary Johnson	B-M-33	Cuyahoga	B
09-01-87	Gregory Lott	B-M-26	Cuyahoga	W
09-18-87	Reginald Jells	B-M-21	Cuyahoga	B
09-22-87	Wayne Frazier	B-M-29	Cuyahoga	2B
10-16-87	Derrick Evans	B-M-29	Cuyahoga	2B
03-29-88	Melvin Bonnell	W-M-29	Cuyahoga	W
04-14-88	Billy Slagle	NA-M-19	Cuyahoga	W
04-21-88	Andre Jackson	B-M-21	Cuyahoga	W
12-19-88	Darryl Durr	B-M-25	Cuyahoga	W
02-23-89	Joseph D'Ambrosio	W-M-26	Cuyahoga	W
04-23-90	Donald Lewis	B-M-28	Cuyahoga	B
11-28-90	Eugene Woodard	B-M-19	Cuyahoga	B
07-15-91	David Allen	W-M-33	Cuyahoga	W
08-01-91	Clarence Mack	W-M-42	Cuyahoga	W
08-29-91	Richard Frazier	W-M-45	Cuyahoga	W
06-01-92	Wiley Davis	B-M-32	Cuyahoga	W
10-06-92	Gary Otte	W-M-20	Cuyahoga	2W
12-11-92	Abdul Awkal	O-M-32	Cuyahoga	2O
05-28-93	Michael Taylor	B-M-44	Cuyahoga	B
04-13-94	Thomas M. Keenan	W-M-44	Cuyahoga	W
11-21-94	Harry Mitts Jr.	W-M-42	Cuyahoga	B/W
12-29-94	Michael Goodwin	B-M-19	Cuyahoga	O
11-16-00	Quisi Bryan	B-M-30	Cuyahoga	W
01-11-02	Kelly Foust	W-M-24	Cuyahoga	L
05-22-84	Gregory Esparza	L-M-20	Lucas	W
11-28-84	Joseph Lewis Clark	B-M-35	Lucas	W
11-07-85	Frederick Dickerson	B-M-29	Lucas	2B
11-07-86	William Montgomery	B-M-20	Lucas	2W
12-22-93	Gregory Bryant-Bey	B-M-37	Lucas	W
03-22-94	Vernon Smith	B-M-22	Lucas	B
02-24-95	Johnnie Baston	B-M-21	Lucas	O
06-01-95	Timothy Hoffner	W-M-21	Lucas	W
11-22-95	Archie Dixon	W-M-22	Lucas	W
12-04-95	William Thomas	B-M-39	Lucas	W

DEATH ROW RESIDENTS BY COUNTY

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
11-22-96	Jamie Madrigal	B-M-22	Lucas	W
06-08-98	Douglas Coley	B-M-22	Lucas	O
05-05-99	Shawn Williams	B-M-25	Lucas	B
09-03-99	Robert Williams	B-M-35	Lucas	W
11-04-99	Troy Tenace	W-M-37	Lucas	W
08-29-00	James Jordan	B-M-46	Lucas	2W
10-02-02	Grady Brinkley	B-M-34	Lucas	B
08-20-85	William Wickline Jr.	W-M-32	Franklin	2W
12-19-85	John Glenn Roe	W-M-22	Franklin	W
11-06-87	Warren Waddy	B-M-34	Franklin	W
10-22-90	Mark Burke	B-M-28	Franklin	B
12-14-90	Kevin Scudder	B-M-27	Franklin	W
01-14-94	Warren Henness	W-M-30	Franklin	W
04-12-95	Jason Robb	W-M-27	³ Franklin	W
02-19-98	Kareem Jackson	B-M-24	Franklin	2B
06-16-98	Ulysses Murphy	B-M-27	Franklin	B
06-16-99	David Braden	W-M-39	Franklin	2W
04-20-01	Alva Campbell Jr.	W-M-52	Franklin	W
11-06-02	Jonathan D. Monroe	B-M-29	Franklin	2B
12-20-02	Michael Ray Turner	W-M-44	Franklin	2W
02-19-03	James T. Conway III (I)	W-M-24	Franklin	W
08-21-03	Robert W. Bethel	W-M-25	Franklin	B/W
09-30-03	James T. Conway III (II)	W-M-25	Franklin	W
07-11-85	Paul Greer	B-M-30	Summit	W
05-29-86	Glenn Benner II	W-M-23	Summit	2W
12-04-86	Richard Cooley	W-M-19	Summit	2W
08-11-93	Willie J. Williams	B-M-36	⁴ Summit	4B
09-14-93	Ronald Phillips	W-M-19	Summit	W
06-09-94	Lawrence Reynolds Jr.	W-M-28	Summit	W
12-29-94	Adremy Dennis	B-M-18	Summit	W
10-29-96	Clifton White III	B-M-23	Summit	2W
02-25-98	Michael Stallings	B-M-20	Summit	B
05-22-98	Brett X. Hartman	W-M-23	Summit	W
02-28-86	Danny Hill	B-M-18	Trumbull	W
12-09-86	Charles Lorraine	W-M-20	Trumbull	2W
03-15-89	Andre Williams	B-M-21	Trumbull	W
10-29-91	Kenneth Biros	W-M-33	Trumbull	W
03-25-92	Roderick Davie	B-M-20	Trumbull	2W
09-12-96	Jason Getsy	W-M-20	Trumbull	W
04-02-98	Sean Carter	B-M-19	Trumbull	B
10-01-01	Stanley Adams	W-M-33	Trumbull	2W
12-09-02	Nathaniel Jackson	B-M-30	Trumbull	W
06-20-03	Donna Roberts	W-F-59	Trumbull	W

DEATH ROW RESIDENTS BY COUNTY

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
01-26-85	Danny Hooks	W-M-39	⁵ Montgomery	2W
04-24-86	Samuel Moreland	B-M-32	Montgomery	5B
12-10-93	Marvallous Keene	B-M-20	Montgomery	2B/2W/1O
01-30-96	George Skatzes	W-M-48	⁶ Montgomery	2W
09-25-96	Davel Chinn	B-M-39	Montgomery	W
08-27-98	Antonio Franklin	B-M-19	Montgomery	3B
06-20-01	Scott A. Mink	W-M-37	Montgomery	2W
07-03-01	Larry Gapen	W-M-52	Montgomery	3W
09-12-03	Darrell W. Ferguson	W-M-25	Montgomery	3W
08-25-87	John Eley	B-M-37	Mahoning	O
11-20-89	Warren Spivey	B-M-19	Mahoning	W
10-03-95	Stephen Vrabel	W-M-38	Mahoning	2W
02-27-96	Mark A. Brown	B-M-23	Mahoning	O
05-28-97	Sidney Cornwell	B-M-20	Mahoning	W
02-19-98	Willie Herring	B-M-20	Mahoning	2B/1W
04-23-99	Scott Group	W-M-34	Mahoning	W
11-07-03	Martin L. Koliser Jr.	W-M-30	Mahoning	W
06-25-85	Rhett DePew	W-M-31	Butler	3W
08-04-89	Von Clark Davis	B-M-42	Butler	B
02-08-91	Clifford Williams	B-M-18	Butler	B
11-12-91	Jose Trinidad Loza	L-M-19	Butler	4W
06-24-93	Michael Bengé	W-M-31	Butler	W
02-08-96	Kenny Smith	W-M-29	Butler	2W
03-13-85	Ronald Ray Post	W-M-24	Lorain	W
05-08-92	Daniel Wilson	W-M-21	Lorain	W
05-12-95	Freddie McNeill Jr.	B-M-20	Lorain	W
08-01-95	James Filiaggi	W-M-30	Lorain	W
01-05-96	Raymond A. Smith	B-M-56	Lorain	W
04-10-96	Stanley Jalowiec	W-M-25	Lorain	W
02-25-91	Richard Joseph	W-M-19	Allen	W
06-25-02	Jeronique Cunningham	B-M-29	Allen	2B
08-05-02	Cleveland Jackson	B-M-24	Allen	2B
05-01-91	Juan Kinley	B-M-24	Clark	2W
03-03-97	Timothy Coleman	B-M-27	Clark	B
10-21-99	William K. Sapp	W-M-37	Clark	3W
05-13-88	Jerry Lawson	W-M-35	Clermont	W
07-16-91	Michael Webb	W-M-42	Clermont	W
04-16-97	Jessie James Cowans	W-M-36	Clermont	W

DEATH ROW RESIDENTS BY COUNTY

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
12-15-03	Richard R. Bays	W-M-30	Greene	W
03-01-96	David Lee Myers	W-M-31	Greene	W
04-06-99	James Taylor Sr.	W-M-68	Greene	2W
03-25-99	Steven Smith	W-M-31	Richland	W
05-18-99	August Cassano	W-M-45	Richland	W
02-10-03	Christopher J. Newton	W-M-33	Richland	W
06-18-85	John Gillard	W-M-40	Stark	2W
07-30-86	David Allen Sneed*	B-M-25	Stark	W
	*nka Muhammad Khaaleeq Ismaa'eel			
04-10-00	Michael Dean Scott	B-M-22	Stark	B/W
11-20-98	James Hanna	W-M-49	Warren	W
10-10-03	Rocky Barton	W-M-47	Warren	W
10-21-03	Timothy Hancock	W-M-34	Warren	W
10-26-89	Donald Palmer Jr.	W-M-24	Belmont	2W
02-02-01	Nawaz Ahmed	O-M-46	Belmont	4O
04-07-93	Raymond Twyford III	W-M-30	Jefferson	W
09-27-00	Terrell Yarbrough	B-M-20	Jefferson	2W
09-21-90	Jeffrey Lundgren	W-M-40	Lake	5W
02-23-95	Frederick Treesh	W-M-31	Lake	B
06-11-97	Herman Ashworth	W-M-24	Licking	W
11-19-03	Phillip L. Elmore	B-M-40	Licking	W
09-14-87	Joseph Murphy	W-M-22	Marion	W
07-07-94	Maurice Mason	B-M-30	Marion	W
01-29-86	Mark Wiles	W-M-22	Portage	W
02-20-96	Tyrone L. Noling	W-M-23	Portage	2W
07-10-96	Maxwell White, Jr.	W-M-31	Ashland	W
06-08-98	Odraye Jones	B-M-22	Ashtabula	W
09-15-97	Carl Lindsey	W-M-35	Brown	W
08-18-95	James Goff	W-M-20	Clinton	W
05-31-94	Kevin Keith	B-M-31	Crawford	3B
06-04-03	Gerald "Bob" Hand	W-M-54	Delaware	B/W
09-24-84	John D. Stumpf	W-M-25	Guernsey	W
08-21-95	Keith LaMar	B-M-26	⁷ Lawrence	3W/1B
04-18-97	John Stojetz	W-M-41	Madison	B
09-04-96	Tony R. Gross	W-M-42	Muskingum	W
12-23-94	Dennis McGuire	W-M-34	Preble	W

DEATH ROW RESIDENTS BY COUNTY

<u>Sentence Date</u>	<u>Defendant</u>	<u>Race, Sex and Age</u>	<u>County</u>	<u>Victim's Race</u>
01-26-87	Kenneth Richey	W-M-23	Putnam	W
04-02-86	Lawrence Landrum	W-M-23	Ross	W
05-28-85	William Bradley	B-M-57	Scioto	W
02-03-97	Kevin Yarbrough	B-M-38	Shelby	W
09-24-84	John G. Spirko Jr.	W-M-36	Van Wert	W
10-25-02	Gregory McKnight	B-M-26	Vinton	W

¹ SANDERS - Venue was changed from Scioto County

² WERE - Venue was changed from Scioto County

³ ROBB - Venue was changed from Scioto County

⁴ W. WILLIAMS - Venue was changed from Mahoning County

⁵ HOOKS - Venue was changed from Clinton County

⁶ SKATZES - Venue was changed from Scioto County

⁷ LAMAR - Venue was changed from Scioto County

FORMER DEATH ROW RESIDENTS UNDER 1981 LAW

Total: 63

<u>Date Removed</u>	<u>Defendant</u>	<u>Date Sentenced</u>	<u>Race, Sex and Age at Sentencing</u>	<u>County</u>	<u>Victim's Race</u>	<u>Reason Removed</u>
04-05-85	Terry Coffman	10-26-84	W-M-29	Clinton	3W	Accidental overdose
03-29-86	John Mize	10-01-85	W-M-42	Hamilton	2W	Natural death
05-26-87	Sharon Young	09-30-83	W-F-26	Hamilton	W	Conviction reversed
07-06-87	Donald Glenn	11-21-85	W-M-29	Guernsey	W	Sentence vacated
09-16-87	Joseph Zuranski	05-20-85	W-M-37	Cuyahoga	2W	Sentence vacated
12-03-87	Billy Penix	03-15-83	W-M-19	Clark	W	Sentence vacated
12-24-87	Jeffery Thompson	07-01-83	W-M-23	Licking	W	Sentence vacated
01-30-88	Lincoln Carter	02-10-84	B-M-37	Hamilton	W	Accidental overdose
06-21-88	Kent Malcolm	07-08-85	W-M-44	Cuyahoga	W	Conviction reversed
11-21-88	Glenn Fort	10-20-86	B-M-30	Cuyahoga	B	Conviction reversed
12-09-88	Charles Tolliver	04-21-86	B-M-48	Cuyahoga	2B	Reversed, acquittal
03-14-89	Billy Rogers	10-29-82	W-M-42	Lucas	W	Conviction reversed
05-10-89	Dwight Denson	05-06-85	B-M-22	Hamilton	W	Sentence vacated
10-24-89	Jeffrey Lawrence	04-21-89	W-M-34	Cuyahoga	2W	Sentence inappropriate
06-17-90	Dale Johnston	10-25-84	W-M-51	Hocking	2W	Reversed, charges dismissed
09-13-89	Charles Henderson	03-17-88	W-M-47	Clark	W	Conviction reversed
04-25-90	Wayne Heinish	08-25-87	W-M-34	Cuyahoga	W	Specification vacated
01-10-91	Donald Maurer	04-04-83	W-M-26	Stark	W	Commutated to LWOP
01-10-91	Leonard Jenkins	04-16-82	B-M-27	Cuyahoga	B	Commutated to LWOP
01-10-91	Willie Lee Jester	07-13-84	B-M-20	Cuyahoga	B	Commutated to LWOP
01-10-91	Lee Seiber	07-17-86	W-M-37	Franklin	W	Commutated to LWOP

FORMER DEATH ROW RESIDENTS UNDER 1981 LAW

01-10-91	Rosalie Grant	11-01-83	B-F-22	Mahoning	2B	Commutated to Life
01-10-91	Elizabeth Green	07-11-88	B-F-24	Hamilton	B	Commutated to LWOP
01-10-91	Beatrice Lampkin	04-26-89	B-F-47	Hamilton	B	Commutated to Life
01-10-91	Debra Brown	06-10-85	B-F-22	Hamilton	B	Commutated to LWOP
05-09-90	Ediberto Huertas	03-24-87	L-M-27	Lorain	B	Sentence vacated
05-17-91	Sterling Barnes	02-09-84	B-M-28	Lucas	B	Sentence vacated
06-19-91	Kevin Watson	11-24-87	B-M-26	Butler	W	Sentence inappropriate
07-31-91	Justin Claytor	12-02-86	B-M-29	Cuyahoga	1B/1W	Sentence inappropriate
04-25-91	Dorian Hill	11-29-88	B-M-23	Cuyahoga	W	Sentence vacated
07-08-92	Raymond Davis	06-03-88	W-M-60	Lorain	2W	Natural death
04-20-93	Kevin Myers	03-09-93	W-M-32	Licking	W	Suicide
05-26-93	Rayvon Taylor	11-14-89	B-M-28	Cuyahoga	B	Specification vacated
05-28-93	David Hudson	11-30-88	W-M-25	Jefferson	B	Sentence vacated
11-93	Anthony Walker	11-02-91	B-M-27	Cuyahoga	B	Conviction, sentence vacated
04-24-94	Derrick Flemming	02-22-94	B-M-22	Cuyahoga	B	New trial motion granted
11-15-94	Carl Haight	08-21-92	W-M-29	Franklin	W	Conviction, sentence vacated
12-23-94	Michael Johnson	03-28-91	W-M-31	Summit	W	Conviction, sentence vacated
12-21-95	John Glenn	09-03-82	B-M-19	Mahoning	W	Sentence reversed
03-04-92	Carroll Dean Pless	03-04-92	W-M-26	Mahoning	W	Conviction reversed
07-06-95	Theodore Soke	05-15-92	W-M-50	Cuyahoga	2W	Sentence vacated
03-04-96	Antonio Brooks	02-16-93	B-M-19	Summit	3B	Sentence vacated
04-12-96	Steven Kidwell	09-15-95	W-M-24	Cuyahoga	W	Suicide
04-26-96	Daniel Brock	12-12-94	W-M-19	Shelby	W	Conviction reversed
03-13-97	Tyson Dixon	11-23-94	B-M-23	Cuyahoga	2B	Sentence vacated
06-25-97	John Simko Jr.	09-17-91	W-M-57	Lorain	W	Natural death

FORMER DEATH ROW RESIDENTS UNDER 1981 LAW

06-27-97	John Dougherty	12-12-93	W-M-20	Hancock	W	Suicide
02-19-99	Wilford Berry	08-13-90	W-M-27	Cuyahoga	W	Executed
07-04-99	John Gerish	06-23-92	W-M-40	Mahoning	1W/1B	Natural death
04-30-00	Jerry Lee Allard	02-22-93	W-M-35	Knox	2W	Natural death
02-16-01	Ronald Combs	03-03-88	W-M-29	Hamilton	2W	Conviction reversed
04-06-01	Joseph Green	03-11-98	B-M-19	Lucas	O	Sentence vacated
06-14-01	Jay D. Scott	04-03-84	B-M-30	Cuyahoga	B	Executed
02-04-02	Gordon Reynolds	04-28-95	W-M-66	Columbiana	W	Natural death
02-19-02	John W. Byrd Jr.	08-10-83	W-M-19	Hamilton	W	Executed
04-26-02	Alton Coleman	05-06-85/ 06-24-85	B-M-28	Hamilton	W B	Executed
09-25-02	Robert Buell	04-11-84	W-M-42	Cuyahoga	W	Executed
10-02-02	Tazwell Lomax	03-25-99	W-M-25	Sandusky	W	Sentence vacated
01-14-03	Jerry Hessler	10-29-96	W-M-39	Franklin	4W	Natural death
02-12-03	Richard Fox	06-27-90	W-M-34	Wood	W	Executed
04-29-03	David Brewer	10-16-85	W-M-25	Greene	W	Executed
06-18-03	Ernest Martin	07-08-83	B-M-22	Cuyahoga	B	Executed
06-26-03	Jerome Campbell	05-18-89	B-M-27	Hamilton	B	Clemency

DEATH ROW RESIDENTS EXECUTED UNDER 1981 LAW

Total: 8

<u>Date Executed</u>	<u>Defendant</u>	<u>Date Sentenced</u>	<u>Race, Sex and Age at Sentencing</u>	<u>County</u>	<u>Victim's Race</u>	<u>Method of Execution</u>
02-19-99	Wilford Berry	08-13-90	W-M-27	Cuyahoga	W	Lethal injection
06-14-01	Jay D. Scott	04-03-84	B-M-30	Cuyahoga	B	Lethal Injection
02-19-02	John W. Byrd Jr.	08-10-83	W-M-19	Hamilton	W	Lethal Injection
04-26-02	Alton Coleman	05-06-85/ 06-24-85	B-M-28	Hamilton	W. B	Lethal injection
09-25-02	Robert Buell	04-11-84	W-M-42	Cuyahoga	W	Lethal injection
02-12-03	Richard Fox	06-27-90	W-M-34	Wood	W	Lethal injection
04-29-03	David Brewer	10-16-85	W-M-25	Greene	W	Lethal injection
06-18-03	Ernest Martin	07-08-83	B-M-22	Cuyahgoa	B	Lethal injection

Ohio Department of Rehabilitation and Correction

Offender Data



STANLEY T ADAMS -A 420071	
<u>Offense</u>	RAPE, MURDER, KIDNAPPING, AGG BURGARY, RAPE, AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	20011012
<u>Institution</u>	MANSFIELD CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information	
<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	Minimum: Death
	Maximum: Death
<u>Gun Specification, if any</u>	-----
<u>Next Parole Hearing Date</u>	-----

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Ohio Department of Rehabilitation and Correction

Offender Data



KENNETH BIROS -A 249514	
<u>Offense</u>	AGG MURDER, FEL SEXUAL PENETRATION, RAPE, AGG ROBBERY
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19911030
<u>Institution</u>	MANSFIELD CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information	
<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	Minimum: -----
	Maximum: -----
<u>Gun Specification, if any</u>	-----
<u>Next Parole Hearing Date</u>	-----

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Inmate Search Output

Page 1 of

Ohio Department of Rehabilitation and Correction

Offender Data



SEAN CARTER -A 356659

<u>Offense</u>	AGG ROBBERY, RAPE, AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19980403
<u>Institution</u>	MANSFIELD CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	20 Years
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	Minimum: Death
	Maximum: Death
<u>Gun Specification, if any</u>	-----
<u>Next Parole Hearing Date</u>	-----

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Inmate Search Output

Page 1 of

Ohio Department of Rehabilitation and Correction

Offender Data



RODERICK D DAVIE -A 253718

<u>Offense</u>	AGG BURGLARY, AGG MURDER, ATT TO COMMIT AN OFFENSE, KIDNAPPING, AGG ROBBERY, AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19920325
<u>Institution</u>	MANSFIELD CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

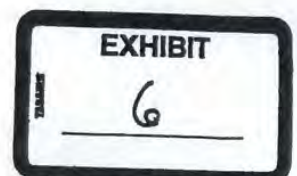
Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	Minimum: Death
	Maximum: Death
<u>Gun Specification, if any</u>	3 Years
<u>Next Parole Hearing Date</u>	-----

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Ohio Department of Rehabilitation and Correction

Offender Data



JASON A GETSY -A 330121	
<u>Offense</u>	AGG MURDER, ATT AGG MURDER, AGG BURGLARY
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19960913
<u>Institution</u>	MANSFIELD CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)		
<u>Definite Sentence</u>		-----
<u>Indefinite Sentence</u>	<u>Minimum:</u>	Death
	<u>Maximum:</u>	Death
<u>Gun Specification, if any</u>		-----
<u>Next Parole Hearing Date</u>		-----

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Ohio Department of Rehabilitation and Correction

Offender Data



DANNY LEE HILL -A 189528	
<u>Offense</u>	FEL SEXUAL PENETRATION, AGG ARSON, RAPE, KIDNAPPING, AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19860306
<u>Institution</u>	MANSFIELD CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	Minimum: Death
	Maximum: Death
<u>Gun Specification, if any</u>	-----
<u>Next Parole Hearing Date</u>	-----

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EXHIBIT

8

Ohio Department of Rehabilitation and Correction

Offender Data



NATHANIEL E JACKSON -A 440891

<u>Offense</u>	AGG BURGLARY, AGG ROBBERY, AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	20021211
<u>Institution</u>	MANSFIELD CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	20 Years
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	Minimum: Death
	Maximum: Death
<u>Gun Specification, if any</u>	3 Years
<u>Next Parole Hearing Date</u>	-----

The above information may not contain a complete list of sentencing information for each offender.

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EXHIBIT



9

Ohio Department of Rehabilitation and Correction

Offender Name Search Results

Below is a list of offenders meeting the search criteria.

To obtain additional information about an offender, click the offender number.

Photo (if available)*	Name	Offender Number	Date of Birth	Offense
	CHARLES L LORRAINE	<u>A 194013</u>		AGG BURGLARY, AGG MURDER, ROBBERY, BURGLARY, COMPLICITY

*Generally, photos are not available for inmates released prior to 1998.

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Ohio Department of Rehabilitation and Correction

Offender Data



DONNA MARIE ROBERTS -W 055276

<u>Offense</u>	COM AGG MURDER, COM AGG BURGLARY, COM AGG ROBBERY
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	20030626
<u>Institution</u>	OHIO REFORMATORY FOR WOMEN
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	20 Years
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	<u>Minimum:</u> -----
	<u>Maximum:</u> Death
<u>Gun Specification, if any</u>	3 Years
<u>Next Parole Hearing Date</u>	-----

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EXHIBIT

11

Ohio Department of Rehabilitation and Correction

Offender Data



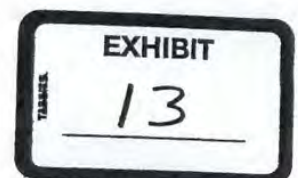
RICKEY COUTEE ALEXANDER -A 281461	
<u>Offense</u>	AGG MURDER, AGG ROBBERY
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19930914
<u>Institution</u>	LAKE ERIE CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information		
<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)		
<u>Definite Sentence</u>		-----
<u>Indefinite Sentence</u>	Minimum:	10 Years
	Maximum:	Life
<u>Gun Specification, if any</u>		3 Years
<u>Next Parole Hearing Date</u>		20320927 (yyyymmdd)

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ORIGINAL

CC92131

In The Court of Common Pleas of TRUMBULL County

State of Ohio,
Plaintiff,

v.

RICKY ALEXANDER

Defendant.

:
:
: Notice to Supreme Court of
: Ohio of Filing of Indictment
: Charging Aggravated Murder
: with Specification(s) of
: Aggravating Circumstances
: [R.C. 2929.021(A)]
:

Name of defendant:

RICKEY ALEXANDER

The court in which the case will be heard:

THE TRUMBULL COUNTY COMMON PLEAS WARREN OHIO

Case number(s):

92 CR 605

Date on which indictment was filed:

OCTOBER 26 1992

MARGARET R. O'BRIEN

Clerk of Courts of TRUMBULL County

Date: OCTOBER 26 1992



EXHIBIT

14

Ohio Department of Rehabilitation and Correction

Offender Data



SHAWN ARMSTRONG -A 409737	
<u>Offense</u>	AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	20010928
<u>Institution</u>	TRUMBULL CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)		
<u>Definite Sentence</u>		-----
<u>Indefinite Sentence</u>	<u>Minimum:</u>	20 Years
	<u>Maximum:</u>	Life
<u>Gun Specification, if any</u>		3 Years
<u>Next Parole Hearing Date</u>		20230522 (yyyymmdd)

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CC00038

ORIGINAL

In the Court of Common Pleas of Trumbull County

State of Ohio,
Plaintiff,

V.

SHAWN ARMSTRONG
Defendant.

: Notice to Supreme Court of
: Ohio of Filing of Indictment
: Charging Aggravated Murder
: with Specification(s) of
: Aggravating Circumstances
: [R.C. 2929.021(A)]

Name of defendant: **SHAWN ARMSTRONG**

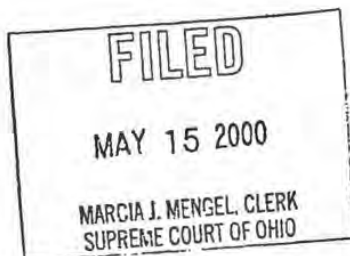
The court in which the case will be heard:

JUDGE ANDREW D LOGAN

Case number(s): 2000CR274

Date on which indictment was filed:

MAY 9 2000



Margaret R O'Brien
Clerk of Courts of Trumbull County

Date: May 9, 2000

Ohio Department of Rehabilitation and Correction

Offender Data



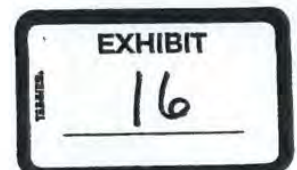
CLIFFORD SONNY BELDEN -A 191695	
<u>Offense</u>	AGG MURDER, ATT TO COMMIT AN OFFENSE, MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19860717
<u>Institution</u>	TRUMBULL CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information		
<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)		
<u>Definite Sentence</u>		
<u>Indefinite Sentence</u>	Minimum:	15 Years
	Maximum:	Life
<u>Gun Specification, if any</u>		
3 Years		
<u>Next Parole Hearing Date</u>		
20060201 (yyyymmdd)		

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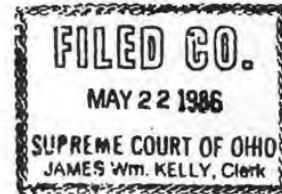
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CC86-40

In The Court of Common Pleas of TRUMBULL County

State of Ohio,	:	
Plaintiff,	:	
	:	Notice to Supreme Court of
v.	:	Ohio of Filing of Indictment
	:	Charging Aggravated Murder
CLIFFORD Belden	:	with Specification(s) of
Defendant.	:	Aggravating Circumstances
	:	(R.C. 2929.021(A))



Name of defendant: CLIFFORD Belden

The court in which the case will be heard: TRUMBULL COUNTY
COMMON PLEAS
JUDGE ROBERT A. NADER

Case number(s): 85CR477

Date on which indictment was filed: JANUARY 23, 1986

Violet L. Whitman
Clerk of Courts of Trumbull County
Date:

C.Lk. 278-D

BARNETT BROTHERS, PUEBLO, COLORADO, SPRINGFIELD, OHIO

INDICTMENT— TWO COUNTS CC 86-40

85-CR-477

Crim. Rule 6, 7

AGGRAVATED MURDER WITH
TWO SPECIFICATIONS

THE STATE OF OHIO

COURT OF COMMON PLEAS

Trumbull County, ss.

Of the Term January in the year one thousand nine hundred and eighty-six

THE JURORS OF THE GRAND JURY of the State of Ohio, within and for the body of the County aforesaid, on their oaths, in the name and by the authority of the State of Ohio, do find and present that on or about the 29th day of December 19 85, at Trumbull County, Ohio,

CLIFFORD BELDEN did

- did purposely and with prior calculation and design, cause the death of Gregory Tonkovich,

SPECIFICATION #1

THE GRAND JURORS further find and specify pursuant to Ohio Revised Code 2941.141 that: The said CLIFFORD BELDEN did at the time of his commission of the crime of Aggravated Murder have a firearm on or about his person or under his control; said firearm being defined in Section 2923.11 of the Ohio Revised Code.

SPECIFICATION #2

THE GRAND JURORS further find and specify pursuant to Ohio Revised Code 2929.04 that at the time of the commission of the crime of Aggravated Murder the offense at bar was part of a course of criminal conduct involving the purposeful attempt to kill two (2) or more persons by Clifford Belden.

RECORDED
INDEXED
JAN 23 1 58 PM '86
CLIFF BELDEN
TRUMBULL COUNTY

You are hereby notified that you are under indictment for a felony of violence and pursuant to Section 2923.13 of the Ohio Revised Code you are prohibited from acquiring, having, carrying, or using any firearm or dangerous ordinance while under indictment.

*Set forth the offense in any words sufficient to give the defendant notice of all elements of the offense, or otherwise in proper form pursuant to Criminal Rule 7 (B).

in violation of the Ohio Revised Code, Title 29 Section 2903.01(A),
and against the peace and dignity of the State of Ohio.

SECOND COUNT:

ATTEMPTED AGGRAVATED MURDER WITH SPECIFICATION

*THE JURORS OF THE GRAND JURY of the State of Ohio, within and for the
body of the County aforesaid, on their oaths, in the name and by the authority of
the State of Ohio, do find and present that on or about the 29th day
of December 19 85, at Trumbull County, Ohio,*

CLIFFORD BELDEN *did*

- purposely or knowingly with sufficient culpability for commission of a violation of Section 2903.01(A) (Aggravated Murder) of the Revised Code, engage in conduct which, if successful, would constitute or result in a violation of Section 2903.01(A) (Aggravated Murder) of the Revised Code.

SPECIFICATION

THE GRAND JURORS further find and specify pursuant to Ohio Revised Code 2941.141 that: The said CLIFFORD BELDEN did at the time of his commission of the crime of Attempted Aggravated Murder have a firearm on or about his person or under his control; said firearm being defined in Section 2923.11 of the Ohio

Revised Code.

You are hereby notified that you are under indictment for a felony of violence and pursuant to Section 2923.13 of the Ohio Revised Code you are prohibited from acquiring, having, carrying, or using any firearm or dangerous ordnance while under indictment.

in violation of the Ohio Revised Code, Title 29 Section 2923.02 (2903.02(A))
and against the peace and dignity of the State of Ohio.

Donna Watkins
Prosecuting Attorney

Asst. Prosecuting Attorney

*Set forth the offense in any words sufficient to give the defendant notice of all elements of the offense, or otherwise in proper form pursuant to Criminal Rule 7 (B).

The State of Ohio, Trumbull County.

I, the undersigned, Clerk of the Court of Common Pleas in and for said County, do hereby certify that the foregoing is a full, true and correct copy of the original indictment, with the endorsements thereon, now on file in my office.

WITNESS my hand and the seal of said Court, at

Ohio, this
day of 19

Clerk

By Deputy

No. 85-CR-477
JANUARY, FIRST Term, 1986
COMMON PLEAS COURT
Trumbull County, O.
THE STATE OF OHIO
vs.
CLIFFORD BELDEN
West Farmington, OH

On this _____ day of _____
19____

the within named _____

Defendant arraigned, and pleads
_____ guilty to this indictment.

Indictment for CT. 1: AGGRAVATED
MURDER W/2 SPECIFICATIONS (2903.01(A)
CT. 2: ATTEMPTED AGGRAVATED MURDER
W/SPECIFICATION (2923.02; 2903.01(A)

Clerk

By _____ Deputy

Ronnie Mathews
Prosecuting Attorney

A TRUE BILL
Ramon Adgate
Foreman Grand Jury

This Bill of Indictment found upon testimony sworn
and sent before the Grand Jury at the request of the
Prosecuting Attorney.

Ramon Adgate
Foreman of the Grand Jury

*This signature not necessary in a FELONY, a
liquor case, nor if the prosecuting witness has become
security for costs.

Filed _____, 19____

Clerk

By _____ Deputy

BARRETT EASTHER, PUBLISHED, SPRINGFIELD, OHIO

CC00040

ORIGINAL

In the Court of Common Please of Trumbull County

State of Ohio, :
Plaintiff, :
v. : Notice to Supreme Court of
ARTHUR BELL : Ohio of Filing of Indictment
Defendant. : Charging Aggravated Murder
: with Specification(s) of
: Aggravating Circumstances
: [R.C. 2929.021(A)]

Name of defendant: ARTHUR BELL

The court in which the case will be heard:

JUDGE W. WYATT MCKAY

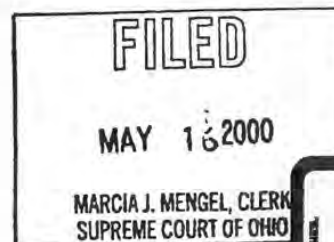
Case number(s): 2000CR279

Date on which indictment was filed:

MAY 11 2000

Margaret O'Brien
Clerk of Courts of Trumbull County

Date: May 11, 2000



Ohio Department of Rehabilitation and Correction

Offender Data



SCOTT BURROWS -A 388890

Offense	KIDNAPPING, AGG ROBBERY, AGG BURGLARY, AGG MURDER
Committing County	TRUMBULL
Date of Admission (yyyymmdd)	20000615
Institution	SOUTHERN OHIO CORRECTIONAL FACILITY
Status	INCARCERATED
Parole or Release Detail	

Sentence Information

Stated Prison Term (crimes committed on or after 7/1/96)	40 Years
Definite Sentence	-----
Indefinite Sentence	Minimum: Life
	Maximum: Life
Gun Specification, if any	-----
Next Parole Hearing Date	-----

The above information may not contain a complete list of sentencing information for each offender.

Any person, agency or entity, public or private, who reuses, publishes or communicates the information available from this server shall be solely liable and responsible for any claim or cause of action based upon or alleging an improper or inaccurate disclosure arising from such reuse, re-publication or communication, including but not limited to actions for defamation and invasion of privacy.

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EXHIBIT

18

Ohio Department of Rehabilitation and Correction

Offender Data



CARVIN HOBART CLEMMONS -A 310670	
<u>Offense</u>	INVOL MANSLAUGHTER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19950710
<u>Institution</u>	RICHLAND CORRECTIONAL INSTITUTION
<u>Status</u>	PAROLED - 20031124
<u>Parole or Release Detail</u>	REGULAR PAROLE

Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	

<u>Definite Sentence</u>	

<u>Indefinite Sentence</u>	Minimum: 10 Years
	Maximum: 25 Years
<u>Gun Specification, if any</u>	

<u>Next Parole Hearing Date</u>	

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CC93-74 ORIGINAL

In The Court of Common Pleas of TRUMBULL County

State of Ohio,
Plaintiff,
v.
CARVIN CLEMMONS
Defendant.

:
:
: Notice to Supreme Court of
: Ohio of Filing of Indictment
: Charging Aggravated Murder
: with Specification(s) of
: Aggravating Circumstances
: (R.C. 2929.021(A))
:

Name of defendant:

CARVIN CLEMMONS

The court in which the case will be heard:

TRUMBULL COUNTY COMMON PLEAS
TRUMBULL COUNTY OHIO
WARREN OHIO

Case number(s):

93CR 459

Date on which indictment was filed:

OCTOBER 12 1993

MARGARET R. O' BRIEN

Clerk of Courts of TRUMBULL County

Date: OCTOBER 12 1993



Ohio Department of Rehabilitation and Correction

Offender Data



WARREN LEON CROMETY -A 290969	
<u>Offense</u>	ATT MURDER, AGG BURGLARY, AGG ROBBERY, ROBBERY, AGG MURDER, ESCAPE
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19940420
<u>Institution</u>	OHIO STATE PENITENTIARY
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

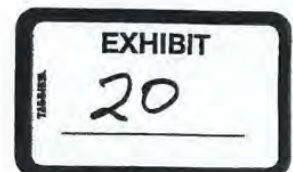
Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	Minimum: 5 Years
	Maximum: Life
<u>Gun Specification, if any</u>	-----
<u>Next Parole Hearing Date</u>	20170104 (yyyymmdd)

The above information may not contain a complete list of sentencing information for each offender.

Any person, agency or entity, public or private, who reuses, publishes or communicates the information available from this server shall be solely liable and responsible for any claim or cause of action based upon or alleging an improper or inaccurate disclosure arising from such reuse, re-publication or communication, including but not limited to actions for defamation and invasion of privacy.

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CC93-75

In The Court of Common Pleas of TRUMBULL County

State of Ohio,
Plaintiff,

v.
WARREN CROMETY

Defendant.

:
:
: Notice to Supreme Court of
: Ohio of Filing of Indictment
: Charging Aggravated Murder
: with Specification(s) of
: Aggravating Circumstances
: (R.C. 2929.021(A))
:

Name of defendant:

WARREN CROMETY

The court in which the case will be heard:

TRUMBULL COUNTY COMMON PLEAS
TRUMBULL COUNTY OHIO
WARREN OHIO

Case number(s):

93 CR 460

Date on which indictment was filed:

OCTOBER 12 1993

MARGARET R. O' BRIEN

Clerk of Courts of TRUMBULL County

Date: OCTOBER 12 1993



Ohio Department of Rehabilitation and Correction

Offender Data



SHERRY MARIE DELKER -W 053417

<u>Offense</u>	AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	20021004
<u>Institution</u>	OHIO REFORMATORY FOR WOMEN
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

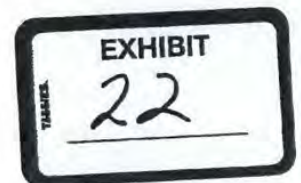
Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	Minimum: 20 Years
	Maximum: Life
<u>Gun Specification, if any</u>	-----
<u>Next Parole Hearing Date</u>	20220323 (yyyymmdd)

The above information may not contain a complete list of sentencing information for each offender.

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Ohio Department of Rehabilitation and Correction

Offender Data



RANDY FELLOWS -A 173423	
<u>Offense</u>	AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19830428
<u>Institution</u>	MANSFIELD CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

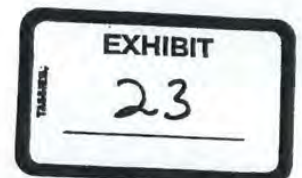
Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	
<u>Indefinite Sentence</u>	Minimum: Life
	Maximum: Life
<u>Gun Specification, if any</u>	
<u>Next Parole Hearing Date</u>	20121201 (yyyymmdd)

The above information may not contain a complete list of sentencing information for each offender.

Any person, agency or entity, public or private, who reuses, publishes or communicates the information available from this server shall be solely liable and responsible for any claim or cause of action based upon or alleging an improper or inaccurate disclosure arising from such reuse, re-publication or communication, including but not limited to actions for defamation and invasion of privacy.

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In The Court of Common Pleas of TRUMBULL County

State of Ohio,
Plaintiff,

v.

RANDY FELLOWS

Defendant.

:
:
:
: Notice to Supreme Court of
:
: Ohio of Filing of Indictment
:
: Charging Aggravated Murder
:
: with Specification(s) of
:
: Aggravating Circumstances
:
: [R.C. 2929.021(A)]
:

CC82-93

Name of defendant: **RANDY FELLOWS**
21 Neil St.
Niles, Ohio 44446

The court in which the case will be heard:

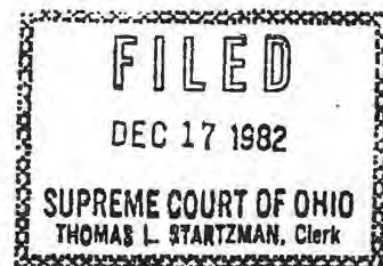
JUDGE DONALD R. FORD
COURT ROOM NO. 1

Case number(s):

82-CR-470 (Counts #1 & #2)

Date on which indictment was filed:

December 14, 1982



Violet B. Whitman

Clerk of Courts of Trumbull County

Date: **December 15, 1982**

By *Nancy B. Onder*
Deputy Clerk
Criminal Division

Inmate Search Output

Page 1 of 1

Ohio Department of Rehabilitation and Correction

Offender Data



CHRISTOPHER L FERRELL -A 272486	
<u>Offense</u>	ATT AGG BURGLARY, AGG BURGLARY, AGG MURDER, AGG BURGLARY, AGG ROBBERY, KIDNAPPING, AGG BURGLARY
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19930312
<u>Institution</u>	MANSFIELD CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

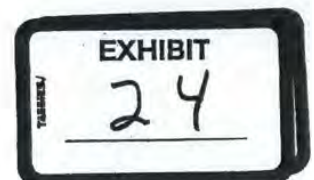
Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	
<u>Indefinite Sentence</u>	Minimum: 20 Years
	Maximum: Life
<u>Gun Specification, if any</u>	3 Years
<u>Next Parole Hearing Date</u>	20090626 (yyyymmdd)

The above information may not contain a complete list of sentencing information for each offender.

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ORIGINAL

CC92123

In The Court of Common Pleas of TRUMBULL County

State of Ohio,	:	
Plaintiff,	:	
	:	Notice to Supreme Court of
v.	:	Ohio of Filing of Indictment
	:	Charging Aggravated Murder
CHRISTOPHER L. FERRELL	:	with Specification(s) of
Defendant.	:	Aggravating Circumstances
	:	(R.C. 2929.021(A))
	:	

Name of defendant:

CHRISTOPHER L. FERRELL

The court in which the case will be heard:

TRUMBULL COUNTY COMMON PLEAS WARREN OHIO

Case number(s):

92 CR 525

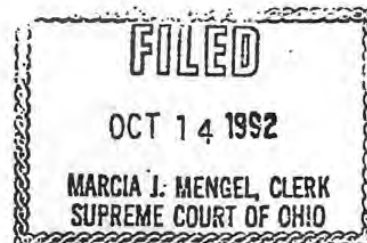
Date on which indictment was filed:

OCTOBER 5 1992

MARGARET R. O' BRIEN

Clerk of Courts of TRUMBULL County

Date: OCTOBER 5 1992



Ohio Department of Rehabilitation and Correction

Offender Data



VAN GENTRY GENTRY FICKES -A 185841

<u>Offense</u>	MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19850715
<u>Institution</u>	NORTH CENTRAL CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	Minimum: 30 Years
	Maximum: Life
<u>Gun Specification, if any</u>	-----
<u>Next Parole Hearing Date</u>	20050808 (yyyymmdd)

The above information may not contain a complete list of sentencing information for each offender.

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EXHIBIT

25

CC83127

In The Court of Common Pleas of TRUMBULL County

State of Ohio,	:	Notice to Supreme Court of Ohio
Plaintiff,	:	of Plea of Guilty or of No
	:	Contest, to, and Notice of
v.	:	Dismissal of, Indicting Charging
	:	Aggravated Murder with
<u>VAN GENTRY FICKES</u>	:	Specification(s) of Aggravating
Defendant.	:	Circumstances [R.C. 2929.021(B)]
	:	

Name of defendant: VAN GENTRY FICKES

The court in which the case is being heard:

TRUMBULL COUNTY COMMON PLEAS COURT

Case number(s): 83 CR 367 and 83 CR 404

Indicate whether plea of guilty or of no contest:

(If plea entered to only specific count(s), list each count and the plea entered for that court)

Sentence imposed:

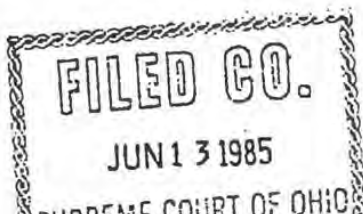
(If sentence imposed on specific count(s), list each count and the sentence on that count)

Date indictment dismissed:

(If only specific count(s) of indictment are dismissed, list each count and date dismissed)

5-4-85 SPECIFICATIONS OF AGGRAVATING CIRCUMSTANCES DISMISSED.

SEE ATTACHED JOURNAL ENTRY.



Dieter L. Whitman
Clerk of Courts of Trumbull County
Date:

IN THE COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

STATE OF OHIO,

Plaintiff

-vs-

VAN GENTRY FICKES,

Defendant

CASE NOS. 83-CR-367 &
83-CR-404

JOURNAL ENTRY
(Dismissal of Aggravating
Circumstances)

Upon Motion of the Prosecuting Attorney, the Court hereby
ORDERS that the specifications of aggravating circumstances be
dismissed.

David F. McLain
HONORABLE DAVID F. McLAIN
Judge of the Court of Common Pleas
Trumbull County, Ohio

DATED: 5-4-, 1985.

WJL 662 555

COURT OF COMMON PLEAS

County of Trumbull, State of Ohio

No. 83 CR 367 and

83 CR 404

STATE OF OHIO

AGAINST

VAN GENTRY FICKES

CERTIFIED COPY

I, VIOLET CAMPANA WHITMAN, Clerk of
the Court of Common Pleas, hereby certify
that the within is a true copy of the original

JOURNAL ENTRY (DISMISSAL OF

AGGRAVATING CIRCUMSTANCES)

FILED JUNE 5 1985

in the above entitled case.

VIOLET CAMPANA WHITMAN, Clerk

By Violet C. Whitman Deputy

Certified JUNE 7 1985

Ohio Department of Rehabilitation and Correction

Offender Data



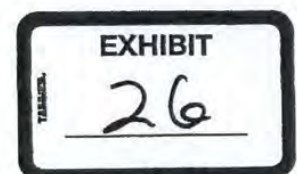
GEORGE FOSTER -A 386253	
<u>Offense</u>	KIDNAPPING, RAPE, AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	20000223
<u>Institution</u>	SOUTHERN OHIO CORRECTIONAL FACILITY
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information	
<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	Minimum: Life
	Maximum: Life
<u>Gun Specification, if any</u>	-----
<u>Next Parole Hearing Date</u>	-----

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ORIGINAL

CC99C27

In The Court of Common Pleas of Winn County

State of Ohio,
Plaintiff,

V-

v.
George Foster
Defendant.

Notice to Supreme Court of
Ohio of Filing of Indictment
Charging Aggravated Murder
with Specification(s) of
Aggravating Circumstances
[R.C. 2929.021(A)]

Name of defendant:

George Foster

The court in which the case will be heard:

Common Pleas Court
Trembulla County Warren Ohio
Case number(s):

Case number(s) :

99CR 354

Date on which indictment was filed:

May 24, 1999

FILED

MAY 28 1999

MARCIA J. MENGEL, CLERK
SUPREME COURT OF OHIO

Margaret R O'Brien
Clerk of Courts of Franklin County
Date: 5-24-99

ORIGINAL

IN THE COURT OF COMMON PLEAS
OF Trumbull COUNTY, OHIO

CC99050
State of Ohio,
Plaintiff,

Case No(s) 99 CR 354

v.
George Foster
Defendant

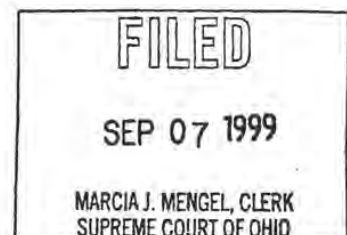
Notice to Supreme Court of Filing of
Indictment Charging Aggravated
Murder with Specification(s) of
Aggravating Circumstances.
R.C. 2929.021(A).

Court in which case will be heard: Trumbull County
Common Pleas
Judge W. Wyatt McKay

Date indictment filed: August 31, 1999
Superseding Indictment

Clerk of Courts for Trumbull County
Margaret R. O'Brien 9-1-99.
Signature Date
MARGARET. R. O'BRIEN
Name

O.S.C. DOC#8869 REVISED 05/95



IN THE COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

STATE OF OHIO	)	CASE NO. 99-CR-354
	)	(Superceding Indictment)
Plaintiff)	
)	
-vs-	)	JUDGE W. WYATT MCKAY
)	
GEORGE FOSTER,	)	JUDGMENT ENTRY:
	)	STATE ORDERED TO PROCEED ON
Defendant	)	SUPERCEDING INDICTMENT
)	

The Court having before it State's Motion to Proceed on Superceding Indictment, and having found that Defendant was duly served with same, and in open Court after hearing arguments from both parties, if any, find the State's Motion and Election to proceed on the SUPERCEDING INDICTMENT well taken, and;

WHEREFORE, it is HEREBY ORDERED that the original indictment against George Foster be dismissed; and that all prior, pending, and future papers, filings, and proceedings against Defendant George Foster be filed in 99-CR-354 titled SUPERCEDING INDICTMENT.

IT IS FURTHER ORDERED that the Clerk of Court cause notice of the Superceding Indictment to be filed timely with the Ohio Supreme Court as required in Ohio Revised Code Section 2929.02.1.

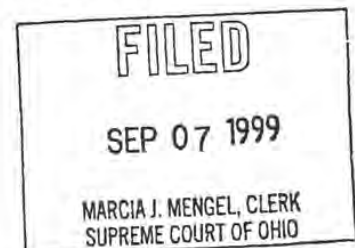
9/1/99

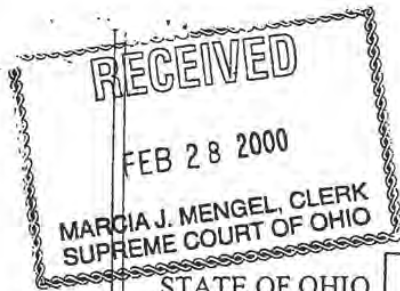
Date

W. Wyatt McKay

HONORABLE W. WYATT MCKAY
Judge, Court of Common Pleas
Trumbull County, Ohio

cc: Dennis Watkins
James Lewis





IN THE COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

CC99-027

STATE OF OHIO,

Plaintiff

-vs-

GEORGE FOSTER,

Defendant

FILED

FEB 28 2000

MARCIA J. MENGEL, CLERK
SUPREME COURT OF OHIO

CASE NO. 99-CR-354

JUDGE W. WYATT McKAY

SENTENCE TO THE LORAIN
CORRECTIONAL INSTITUTION

ENTRY ON SENTENCE

The Defendant herein having been indicted by the May Eighth, 1999, term of the Grand Jury of Trumbull County, Ohio, for Count 1: Aggravated Murder of Bridget Wetzl with five (5) separate Specifications of Aggravating Circumstances (ORC 2903.01(C), 2929.04(A)(7)(9), & 2941.14(B)(C); Count 2: Aggravated Murder of Bridget Wetzl with five (5) separate Specifications of Aggravating Circumstances (ORC 2903.01(B), 2929.04(A)(7)(9), & 2941.14(B)(C); Count 3: Kidnapping (F1) (ORC 2905.01(A)(4); and Counts 4, 5, & 6: Rape (F1/LIFE) (ORC 2907.02(A)(1)(b) & 2907.02(B) and on the 18th day of January, 2000, having been brought into Court for trial before a petit jury and being represented by counsel, Attorney Anthony Consoldane and Attorney James Lewis, and the jury having been empaneled, and after deliberation on February 10, 2000, was found guilty of Count 1: Aggravated Murder (O.R.C. 2903.01(C) and 2941.14(B)(C)) of Bridget Wetzl with five (5) separate Specifications of Aggravating Circumstances, to wit: Specification No. 1: O.R.C. 2929.04(A)(7), Specification No. 2: O.R.C. 2929.04(A)(7), Specification No. 3: O.R.C. 2929.04(A)(7), Specification No. 4: O.R.C. 2929.04(A)(7), and Specification No. 5: O.R.C. 2929.04 (A)(9); Count 2: Aggravated Murder (O.R.C. 2903.01(B) and 2941.14(B)(C)) of Bridget Wetzl with five (5) separate Specifications

(this is a true and correct copy to the original)

Exhibit A

Margaret R. O'Brien
Clerk of Courts
Trumbull County

MARGARET R. O'BRIEN
CLERK OF COURTS
TRUMBULL COUNTY

FEB 18 3 52 PM '00

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RECORDED
INDEXED
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of Aggravating Circumstances, to wit: Specification No. 1: O.R.C. 2929.04(A)(7), Specification No. 2: O.R.C. 2929.04(A)(7), Specification No. 3: O.R.C. 2929.04(A)(7), Specification No. 4: O.R.C. 2929.04(A)(7), and Specification No. 5: O.R.C. 2929.04 (A)(9); Count 3: Kidnapping (F1) (O.R.C. 2905.01(A)(4)); and Counts 4, 5, & 6: Rape (F1/LIFE) (O.R.C. 2907.02(A)(1)(b) & 2907.02(B)). Thereafter, Count 1 was removed from the jury pursuant to a Motion to Dismiss by the State.

On February 14, 2000, the Defendant having been brought into Court to give evidence in mitigation on Count 2 of the indictment, and after arguments of counsel and instructions of law, and after due deliberation, it was the finding and recommendation of the jury on February 15, 2000, that one sentence of life imprisonment without parole be imposed on the Defendant.

On February 17, 2000 the defendant's sentencing hearing was held pursuant to Ohio Revised Code Section 2929.19. Defense Attorney Anthony Consoldane and Attorney James Lewis, Prosecuting Attorney Dennis Watkins, Assistant Prosecutor Thomas C. Wrenn and Assistant Prosecutor Diane L. Barber were present, as was Defendant who was afforded all rights pursuant to Criminal Rule 32. The Court has considered the record, oral statements, any victim impact statements, as well as the principles and purposes of sentencing under Ohio Revised Code section 2929.11, and has balanced the seriousness and recidivism factors under Ohio Revised Code section 2929.12.

The Court finds that the Defendant has been convicted of Count 2: Aggravated Murder (O.R.C. 2903.01(B) and 2941.14(B)(C)) with five (5) separate Specifications of Aggravating Circumstances, to wit: Specification No. 1: O.R.C. 2929.04(A)(7), Specification No. 2: O.R.C. 2929.04(A)(7), Specification No. 3: O.R.C. 2929.04(A)(7), Specification No. 4: O.R.C. 2929.04(A)(7), and Specification No. 5: O.R.C. 2929.04 (A)(9); Count 3: Kidnapping (F1)(ORC

MARGARET R. O'BRIEN
CLERK OF COURTS
TRIUMPH COUNTY
FEB 18 3 52 PM '00

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2905.01(A)(4); and Counts 4, 5, & 6: Rape (F1/LIFE) (ORC 2902.02(A)(1)) & 2907.02(B), subject to a presumption in favor of prison under division (B) of section 2929.13 of the Ohio Revised Code.

The Court finds that consecutive terms are necessary to protect the public or adequately punish the offender, and that consecutive terms are not disproportionate to the seriousness of the offender's conduct and the public danger posed by the defendant. The harm to the victim was so great that a single term does not adequately reflect the seriousness of the conduct of the defendant.

It is therefore ORDERED, ADJUDGED, and DECREED that the defendant serve a stated prison term of ten (10) years on Count 3; Life sentence on Count 4 to run consecutively to the sentence imposed in Count 3; Life sentence on Count 5 to run consecutively to the sentences imposed in Counts 3 & 4; Life sentence on Count 6 to run consecutively to the sentences imposed in Counts 3, 4 & 5; and Life without parole on Count 2 to run consecutively to the sentences imposed in Counts 3, 4, 5 & 6, and pay the cost of prosecution taxed in the amount of \$ _____ for which execution is awarded. Further the State and the Defendant stipulate that the defendant shall be classified as a sexually oriented offender and the Court hereby orders that the Defendant shall be classified as a sexually oriented offender.

It is therefore ordered that the Superintendent of the LORAIN CORRECTIONAL INSTITUTION shall take note that the Defendant herein has been incarcerated in the Trumbull County Jail pursuant to this charge from May 16, 1999 to date.

2/18/00 - 0914 501
DATED _____ HONORABLE W. WYATT McKAY
JUDGE, COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

W. WYATT McKAY
JUDGE, COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

2/23/00 - copied
Int to:
James Lewis
+ Anthony
insoldone

Inmate Search Output

Page 1 of 4

Ohio Department of Rehabilitation and Correction

Offender Data

GENTRY WILLIAM FREEMAN -A 460851	
Offense	VOL MANSLAUGHTER, KIDNAPPING
Committing County	TRUMBULL
Date of Admission (yyyymmdd)	20040106
Institution	TRUMBULL CORRECTIONAL INSTITUTION
Status	INCARCERATED
Parole or Release Detail	

Sentence Information	
Stated Prison Term (crimes committed on or after 7/1/96)	16 Years
Definite Sentence	
Indefinite Sentence	Minimum:
	Maximum:
Gun Specification, if any	
Next Parole Hearing Date	

The above information may not contain a complete list of sentencing information for each offender.

Any person, agency or entity, public or private, who reuses, publishes or communicates the information available from this server shall be solely liable and responsible for any claim or cause of action based upon or alleging an improper or inaccurate disclosure arising from such reuse, re-publication or communication, including but not limited to actions for defamation and invasion of privacy.

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EXHIBIT

27

Ohio Department of Rehabilitation and Correction

Offender Data



DAVID D GOTHAY -A 376861	
<u>Offense</u>	AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	19990805
<u>Institution</u>	TRUMBULL CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

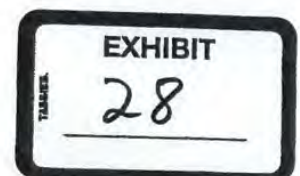
Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	
<u>Indefinite Sentence</u>	Minimum: 20 Years
	Maximum: Life
<u>Gun Specification, if any</u>	
<u>Next Parole Hearing Date</u>	20130627 (yyyymmdd)

The above information may not contain a complete list of sentencing information for each offender.

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ORIGINAL

CC99035
IN THE COURT OF COMMON PLEAS
OF Trumbull COUNTY, OHIO

State of Ohio,
Plaintiff,

Case No(s).

99CR439

Notice to Supreme Court of Filing of
Indictment Charging Aggravated
Murder with Specification(s) of
Aggravating Circumstances.
R.C. 2929.021(A).

v.
David D. Lottay
Defendant.

Court in which case will be heard:

Trumbull County
Common Pleas Court
Judge W. Wyatt McKay

Date indictment filed:

July 8, 1999

Clerk of Courts for

Trumbull County

Margaret R. O'Brien
Signature

7-9-99
Date

Name

FILED

JUL 15 1999

MARCIA J. MENGEL, CLERK
SUPREME COURT OF OHIO

REVISED 05/95

CC99-035

TO: SUPREME COURT OF OHIO

* * * * *

COURT NOTICE OF FILING

TRUMBULL CO., Warren, Ohio, 7/21/99

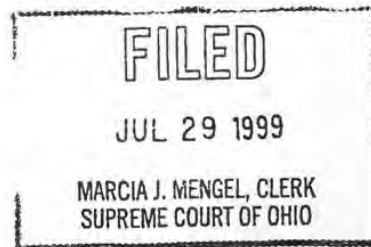
Case No. 99 CR 00439

In Case of:

STATE OF OHIO
Plaintiff

VS.

DAVID GOTHAY
Defendant



This is to notify that the Court of Common Pleas has this made the following entry in the above entitled case.

DEFENDANT SENTENCED FOR THE INDETERMINATE PERIOD OF LIFE
SEE JE

MARGARET R. O'BRIEN
Clerk of Courts

* * * * *

IN THE COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

STATE OF OHIO,	)	CASE NO. 99-CR-439
)	
Plaintiff	)	JUDGE W. WYATT MCKAY
)	
-vs-	)	SENTENCED TO LORAIN
	)	CORRECTIONAL INSTITUTION
DAVID D. GOTHAY,)	
	)	ENTRY ON SENTENCE
Defendant)	

The Defendant herein having been indicted by the May Fifth, 1999, Term of the Grand Jury of Trumbull County, Ohio for Count 1: Aggravated Murder With Specification of Aggravating Circumstance (ORC 2903.01(B), 2929.04(A)(7), & 2941.14(B)(C), and Count 2: Aggravated Robbery (F1) (ORC 2911.01(A)(3), and on the 20th day of July, 1999, having been brought into Court, and being fully advised in the premises and being represented by counsel. Atty. James Lewis, and on said date entered a plea of guilty to amended indictment, Count 1: Aggravated Murder Without Specification of Aggravating Circumstance, with the approval of the Prosecuting Attorney's Office, Count 2 of the indictment having been dismissed, and said plea being accepted by the Court, and probation report having been waived.

This day, July 20, 1999, the Court made inquiry as to whether this Defendant had anything to say why judgement should

VOL 0900 PAGE 998

not be pronounced against him, and the Defendant in answer showed no good cause or sufficient reason why sentence should not be pronounced.

It is therefore ORDERED, ADJUDGED, and DECREED that the Defendant, DAVID D. GOTHAY, be taken to the Trumbull County Jail and from thence to the Lorain Correctional Institution at Grafton, Ohio, and imprisoned therein for the indeterminate period of Life, as provided by law, and that he pay the cost of prosecution taxed in the amount of \$_____ for which execution is awarded.

It is further ORDERED that the Superintendent of the LORAIN CORRECTIONAL INSTITUTION shall take note that the Defendant herein has been incarcerated in the Trumbull County Jail pursuant to these charges from July 1, 1999 to date.

7/21/99
DATED

W. Wyatt McKay
HONORABLE W. WYATT MCKAY
Judge, Court of Common Pleas
Trumbull County, Ohio

You are hereby notified that you have been convicted of a felony of violence and pursuant to Section 2923.13 of the Ohio Revised Code you are prohibited from acquiring, owning, carrying, or using any firearm or dangerous ordinance.

VOL 0900 PAGE 999

TO THE CLERK OF COURTS: YOU ARE ORDERED TO SERVE COPIES OF THIS JUDGEMENT ON ALL COUNSEL OF RECORD FOR THE PARTIES WHO ARE UNREPRESENTED FOR BY ORDINARY MAIL

Ch 2307 mdy
7-27-99 Copies to James Lewis
3 Pcs

Ohio Department of Rehabilitation and Correction

Offender Data



ROYDEN M HUFFMAN -A 397357	
<u>Offense</u>	MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	20001116
<u>Institution</u>	MANSFIELD CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

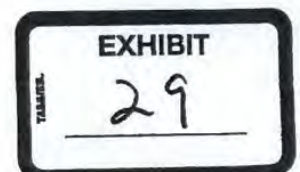
Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)		
<u>Definite Sentence</u>		-----
<u>Indefinite Sentence</u>	Minimum:	15 Years
	Maximum:	Life
<u>Gun Specification, if any</u>		-----
<u>Next Parole Hearing Date</u>		20150609 (yyyymmdd)

The above information may not contain a complete list of sentencing information for each offender.

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NATHANIEL JACKSON v. WARDEN
CASE NO. 4:07-cv-0880
SUPP. APPENDIX - Page 5009

Ohio Department of Rehabilitation and Correction

Offender Data



BERNIE E LEE -A 313878

Offense	AGG BURGLARY, AGG MURDER
Committing County	TRUMBULL
Date of Admission (yyyymmdd)	19951130
Institution	MANSFIELD CORRECTIONAL INSTITUTION
Status	INCARCERATED
Parole or Release Detail	

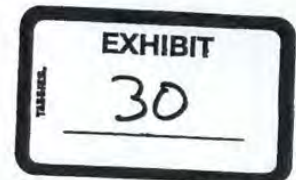
Sentence Information

Stated Prison Term (crimes committed on or after 7/1/96)		
Definite Sentence		*****
Indefinite Sentence	Minimum:	5 Years
	Maximum:	Life
Gun Specification, if any		*****
Next Parole Hearing Date		20280531 (yyyymmdd)

The above information may not contain a complete list of sentencing information for each offender.

Any person, agency or entity, public or private, who reuses, publishes or communicates the information available from this server shall be solely liable and responsible for any claim or cause of action based upon or alleging an improper or inaccurate disclosure arising from such reuse, re-publication or communication, including but not limited to actions for defamation and invasion of privacy.

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Ohio Department of Rehabilitation and Correction

Offender Data



ERIC LEE PORTERFIELD -A 420502

Offense	KIDNAPPING, AGG BURGLARY, AGG ROBBERY, ATT AGG MURDER, AGG MURDER
Committing County	TRUMBULL
Date of Admission (yyyymmdd)	20011030
Institution	SOUTHERN OHIO CORRECTIONAL FACILITY
Status	INCARCERATED
Parole or Release Detail	

Sentence Information

Stated Prison Term (crimes committed on or after 7/1/96)	10 Years
Definite Sentence	-----
Indefinite Sentence	Minimum: 40 Years Maximum: Life
Gun Specification, if any	3 Years
Next Parole Hearing Date	20530610 (yyyymmdd)

The above information may not contain a complete list of sentencing information for each offender.

Any person, agency or entity, public or private, who reuses, publishes or communicates the information available from this server shall be solely liable and responsible for any claim or cause of action based upon or alleging an improper or inaccurate disclosure arising from such reuse, re-publication or communication, including but not limited to actions for defamation and invasion of privacy.

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THE SUPREME COURT OF OHIO

In the Common Pleas Court of Trumbull CountyDisposition of a Capital Case by the Trial Court

This form is used pursuant to Rule 20 of the Rules of Superintendence for the Courts of Ohio to report the disposition of a capital case. Return this form within two weeks of disposition to: Nan Cairney, Supreme Court of Ohio, 30 E. Broad Street, Third Floor, Columbus, OH 43266-0419.

Defendant's Name: Eric Lee Porterfield Case No. 2000-CR-402Lead Trial Counsel: Lawrence R. Smith Trial Co-Counsel: Thomas L. Adgate

Outcome of the Proceedings in this Court:

☐ Found not guilty
☐ Pled guilty
☒ Pled guilty to lesser offense: See attached "Finding on Guilty Plea to Amended Indictment"
☐ Found guilty of aggravated murder & specification by jury
☐ Found guilty of lesser offense by jury: _____
☐ Found guilty of aggravated murder & specification by three judge panel
☐ Found guilty of lesser offense by three judge panel: _____
☐ Other: _____
 Sentence: See attached "Entry on Sentence"

Complete the following ONLY if the defendant was sentenced to death. Attach a copy of the sentencing entry.

This court has appointed the following two counsel to represent defendant on appeal:

Name: _____
 Atty. Reg. No. _____
 Address: _____
 Telephone: _____

Name: _____
 Atty. Reg. No. _____
 Address: _____
 Telephone: _____

Certified under Sup.R. 20 as:

Lead Counsel _____
 Co-Counsel _____
 Appellate Counsel _____

Certified under Sup.R. 20 as:

Lead Counsel _____
 Co-Counsel _____
 Appellate Counsel _____

Judge: _____

Date of Appointment: _____

ATTORNEY CERTIFICATION

We hereby accept appointment as appellate counsel in this case, affirm that we are currently certified under Sup.R. 20 to accept appointment as appellate counsel, and certify that this appointment will not create a total workload so excessive that it interferes with or prevents the rendering of quality representation in accordance with constitutional and professional standards.

Appellate Counsel _____ Date _____
 Rev. 7/1/97

Appellate Counsel _____ Date _____

HAMILTON & CORRIEN
CLERK OF COURTS
TRUMBULL COUNTY, OHIO

Oct 26 3 28 PM '01 IN THE COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

STATE OF OHIO	)	CASE NO. 00-CR-402
VOL. _____ PAGE _____)	
Plaintiff	)	JUDGE W. WYATT McKAY
)	
-vs-)	
	)	FINDING ON GUILTY PLEA
ERIC LEE PORTERFIELD,	)	TO AMENDED INDICTMENT
)	
Defendant)	

After being fully informed by my counsel and the Court of the charge against me, I am making a plea voluntarily with the understanding of the nature of the charge and the consequences, including the penalty of the plea, which can be from:

COUNTS 1 & 2: Life imprisonment and up to \$25,000.00 on each count and 3 years on each firearm specification to be served prior to and consecutive to the sentence on the principal offense on each count.

COUNTS 3, 4, 5, 6, & 7: 3, 4, 5, 6, 7, 8, 9, or 10 years and up to \$20,000.00 fine and 3 years on the firearm specification to be served prior to and consecutive to the sentence on the principal offense on each count.

Said prison term is presumed necessary as to all counts and firearm specifications, and is mandatory as to all counts and firearm specifications.

Court costs, restitution and other financial sanctions including day fine, standard fine, reimbursement for the cost of community sanctions may be imposed.

If you are now on felony probation or parole, this plea may result in revocation proceedings and any new sentence could be imposed consecutively.

In addition, a period of control or supervision by the Adult Parole Authority, after release from prison, is **mandatory** in this case. A violation of any post-release control rule or condition can result in a more restrictive sanction while released, an increased duration of supervision or control, up to the maximum set out above and /or re-imprisonment even though you have served in entire stated prison sentence imposed upon you by this Court for all offenses set out above. Re-imprisonment can be imposed in segments of up to 9 months but cannot exceed a maximum of $\frac{1}{2}$ of the total term imposed for all of the offenses set out above. If you commit another felony while subject to this period of control or supervision you may be subject to an additional prison term consisting of the maximum period of unserved time remaining on the post-release control as set out above or 12 months whichever is greater. This prison term must be served consecutively to any term imposed for the new felony you are convicted of committing. If this Court is not required by law to impose a prison sanction, it may impose a community control sanction or non-prison sanction upon you. If you violate the rules or conditions of such a community control sanction, the Court may extend the time for which you are subject to this sanction up to a maximum of 5 years, impose a more restrictive sanction, or imprison you for up to the maximum term allowed for the offense/offenses as set out above.

I understand that the Court upon acceptance of a plea of guilty may proceed with judgment and sentencing. I understand I have the right to a jury trial. I understand I have the right to confront and cross-examine the witnesses against me, and the right to have compulsory process for obtaining witnesses in my favor and to require the State to prove my guilt beyond a reasonable doubt at a trial at which I cannot be compelled to testify against myself. Upon

conviction, I would have the further right of Appeal. However, I waive all those rights, including right to a trial by jury. I withdraw my former plea of "not guilty" and enter a plea of "guilty" to the amended indictment charging me with the crime of:

**COUNTS 1 & 2: AGGRAVATED MURDER WITH FIREARM SPECIFICATION
(ORC 2903.01(B) & 2941.145)**

**COUNT 3: ATTEMPTED AGGRAVATED MURDER WITH FIREARM
SPECIFICATION (F1) (ORC 2923.02, 2903.01(B) & 2941.145)**

**COUNTS 4 & 5: KIDNAPPING (F1) WITH FIREARM SPECIFICATION
(ORC 2905.01(A)(2) & 2941.145)**

**COUNT 6: AGGRAVATED BURGLARY (F1) WITH FIREARM SPECIFICATION
(ORC 2911.11(A)(1) and/or (2) & 2941.145)**

**COUNT 7: AGGRAVATED ROBBERY (F1) WITH FIREARM SPECIFICATION
(ORC 2911.01(A)(1) and/or (3) & 2941.145)**

Furthermore, I am entering the plea of guilty after being fully informed by my counsel and by the Court of the elements of the charge. Those elements are:

COUNT 1: The Defendant did in Trumbull County, Ohio, purposely cause the death of Garry D. Bell, age 40, while committing or attempting to commit, or while fleeing immediately after committing or attempting to commit Kidnapping, and/or Aggravated Robbery, and/or Aggravated Burglary,

FIREARM SPECIFICATION AS TO COUNT ONE : Pursuant to Ohio Revised Code Section 2941.145, the said Eric Lee Porterfield did, at the time of his commission of the offense of Aggravated Murder, have a firearm on or about his person or under his control, and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense, and said firearm being defined in Section 2923.11 of the Ohio Revised Code.

COUNT 2: The Defendant did in Trumbull County, Ohio, purposely cause the death of Charles Mathey III, age 40, while committing or attempting to commit, or while fleeing immediately after committing or attempting to commit Kidnapping, and/or Aggravated Robbery, and/or Aggravated Burglary,

FIREARM SPECIFICATION AS TO COUNT TWO: Pursuant to Ohio Revised Code Section 2941.145, the said Eric Lee Porterfield did, at the time of his commission of the offense of Aggravated Murder, have a firearm on or about his person or under his control, and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense, and said firearm being defined in Section 2923.11 of the Ohio Revised Code.

COUNT 3: The Defendant did in Trumbull County, Ohio, purposely engage in conduct that, if successful, would have resulted in the offense of Aggravated Murder, in violation of Ohio Revised Code Section 2903.01(B), to wit: did purposely cause the death of Dave Harper, age 38, while committing or attempt to commit, or while fleeing immediately after committed or attempting to commit Kidnapping, and/or Aggravated Robbery, and/or Aggravated Burglary.

FIREARM SPECIFICATION AS TO COUNT THREE: Pursuant to Ohio Revised Code Section 2941.145, the said Eric Lee Porterfield did, at the time of his commission of the offense of Attempted Aggravated Murder, have a firearm on or about his person or under his control, and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense, and said firearm being defined in Section 2923.11 of the Ohio Revised Code.

COUNT 4: The Defendant did in Trumbull County, Ohio, by force, threat, or deception, remove Karen Mathey from the place where she was found, or did restrain the liberty of said Karen Mathey to facilitate the commission of any felony or fight thereafter,

FIREARM SPECIFICATION AS TO COUNT FOUR: Pursuant to Ohio Revised Code Section 2941.145, the said Eric Lee Porterfield did, at the time of his commission of the offense of Kidnapping, have a firearm on or about his person or under his control, and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense, and said firearm being defined in Section 2923.11 of the Ohio Revised Code.

COUNT 5: The Defendant did in Trumbull County, Ohio, by force, threat, or deception, remove Dave Harper from the place where he was found, or did restrain the liberty of said Dave Harper to facilitate the commission of any felony or fight thereafter,

FIREARM SPECIFICATION AS TO COUNT FIVE: Pursuant to Ohio Revised Code Section 2941.145, the said Eric Lee Porterfield did, at the time of his commission of the offense of Kidnapping, have a firearm on or about his person or under his control, and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense, and said firearm being defined in Section 2923.11 of the Ohio Revised Code.

COUNT 6: The Defendant did in Trumbull County, Ohio, by force, stealth, or deception, trespass in an occupied structure, to wit: 4520 Prospect Street, Newton Township, Ohio, when another person other than an accomplice of the offender was present, with purpose to commit in the structure, any criminal offense, and Eric Lee Porterfield did inflict, or attempted or threatened to inflict physical harm on other, and/or Eric Lee Porterfield had a deadly weapon on or about his person or under his control, to wit: a firearm.

FIREARM SPECIFICATION AS TO COUNT SIX: Pursuant to Ohio Revised Code Section 2941.145, the said Eric Lee Porterfield did, at the time of his commission of the offense of Aggravated Burglary, have a firearm on or about his person or under his control, and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense, and said firearm being defined in Section 2923.11 of the Ohio Revised Code.

COUNT 7: The Defendant did in Trumbull County, Ohio, while attempting or committing a theft offense, as defined in Section 2913.01 of the Ohio Revised Code, or in fleeing immediately after the attempt or offense, have a deadly weapon on or about his person or under his control, and either displayed the weapon, brandished it, indicated that he possessed it, or used it, and/or inflict, or attempted to inflict serious physical harm on others.

FIREARM SPECIFICATION AS TO COUNT SEVEN: Pursuant to Ohio Revised Code Section 2941.145, the said Eric Lee Porterfield did, at the time of his commission of the offense of Aggravated Robbery, have a firearm on or about his person or under his control, and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense, and said firearm being defined in Section 2923.11 of the Ohio Revised Code.

Furthermore, I have been informed by the Court and understand that I am NOT eligible for probation or community control sanction or (if applicable) that my plea of guilty may result in an additional sentence for a parole or post release control violation, and/or probation or community control sanction violation and such sentence shall be consecutive. Further my attorney has advised me of the possible appellate rights that may be applicable conditioned on the sentence imposed. Furthermore, my counsel and I have fully discussed the facts and circumstances surrounding this case including the names of all witnesses. My attorney has investigated these facts and circumstances to the best of my knowledge and has discussed with me the making of or the necessity of pre-trial motions. I am, therefore, satisfied that I am now entering this plea with full understanding of my legal rights under the facts and circumstances


as explained me by my attorney and the Court. I have further advised my counsel and this Court that I am a citizen of the United States of America.

If you are not a citizen of the United States you are hereby advised that conviction of the offense to which you are pleading guilty may have the consequences of deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.


The underlying agreement upon which the plea is based as follows:

Defendant to waive PSI. Defendant stipulates as follows: (1) that he has served a prior prison term; (2) that he committed the worst form of the offenses; (3) that consecutive prison terms are necessary to protect the public and punish the offender; (4) that consecutive terms are not disproportionate to the conduct and to the danger the offender poses; and (5) and that the harm is so great or unusual that single terms do not adequately reflect the seriousness of the defendant's conduct. State to recommend that Defendant be sentenced to ten (10) years on Count Three; ten (10) years on each of Counts Four, Five, Six, and Seven to be served concurrently to the sentence imposed in Count Three; life with parole eligibility after serving twenty (20) years of imprisonment on Count One to be served consecutively to the sentence imposed in Count Three; and life with parole eligibility after serving twenty (20) years of imprisonment on Count Two to be served consecutively to the sentences imposed in Counts One and Three. Defendant to be sentenced to three (3) years on the firearm specification in Count Three which shall be served prior to and consecutive to the principal sentence. The firearm specifications in

Counts One, Two, Four, Five, Six, and Seven will merge with the firearm specification in Count Three, for an aggregate sentence of 53 years to life. State to *nolle prosequi* Specifications One through Four on Count One, and Specifications One through Four on Count Two.



THOMAS L. ADGATE
ATTORNEY FOR DEFENDANT


ERIC LEE PORTERFIELD
DEFENDANT


LAWRENCE R. SMITH
ATTORNEY FOR DEFENDANT

The Court is satisfied that there is a factual basis for the plea; that the Defendant was advised of his/her constitutional rights and that he/she understood and waived them before entering the plea. The plea of guilty is accepted.

10/26/01
DATE


HONORABLE W. WYATT MCKAY
JUDGE, COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

**IN THE COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO**

STATE OF OHIO,	)	CASE NO. 00-CR-402
)	
Plaintiff	)	JUDGE W. WYATT MCKAY
)	
-vs-	)	SENTENCE TO THE LORAIN
	)	CORRECTIONAL INSTITUTION
ERIC LEE PORTERFIELD,)	
	)	ENTRY ON SENTENCE
Defendant)	

The Defendant herein having been indicted by the May Fourth, 2000, term of the Grand Jury of Trumbull County, Ohio, for Count 1: Aggravated Murder of Garry D. Bell With four (4) separate Specifications of Aggravating Circumstances and a Firearm Specification (ORC 2903.01(B); 2929.04(A)(5) and (7); 2941.14(C); & 2941.145); Count 2: Aggravated Murder of Charles Mathey III With four (4) separate Specifications of Aggravating Circumstances and a Firearm Specification (ORC 2903.01(B); 2929.04(A)(5) and (7); 2941.14(C); & 2941.145); Count 3: Attempted Aggravated Murder with Firearm Specification (F1) (ORC 2923.02, 2903.01(B) & 2941.145); Counts 4 & 5: Kidnapping with Firearm Specification (F1) (ORC 2905.01(A)(2) & 2941.145); Count 6: Aggravated Burglary with Firearm Specification (F1) (ORC 2911.11(A)(1) and/or (2) & 2941.145); and Count 7: Aggravated Robbery with Firearm Specification (F1) (ORC 2911.01(A)(1) and/or(3) & 2941.145), and on the 26th day of October, 2001, having been brought into Court and being represented by counsel, Attorney Thomas Adgate and Attorney Lawrence Smith, and entered a plea of guilty to an amended indictment charging him with Counts 1 & 2: Aggravated Murder With Firearm Specification, in violation

of ORC 2903.01(B) & 2941.145; Count 3: Attempted Aggravated Murder With Firearm Specification (F1), in violation of ORC 2923.02, 2903.01(B) & 2941.145; Counts 4 & 5: Kidnapping (F1) With Firearm Specification, in violation of ORC 2905.01(A)(2) & 2941.145; Count 6: Aggravated Burglary (F1) With Firearm Specification, in violation of ORC 2911.11(A)(1) and/or (2) & 2941.145; and Count 7: Aggravated Robbery (F1) With Firearm Specification, in violation of ORC 2911.01(A)(1) and/or (3) & 2941.145, said plea being accepted by the Court and pre-sentence investigation report having been waived.

On October 26, 2001, the defendant's sentencing hearing was held pursuant to Ohio Revised Code Section 2929.19. Defense Attorney Thomas Adgate and Attorney Lawrence Smith, and Assistant Prosecuting Attorneys Diane L. Barber and Kenneth N. Bailey were present, as was Defendant who was afforded all rights pursuant to Criminal Rule 32..

The Court finds that the Defendant has been convicted of Counts 1 & 2: Aggravated Murder With Firearm Specification, in violation of ORC 2903.01(B) & 2941.145; Count 3: Attempted Aggravated Murder With Firearm Specification (F1), in violation of ORC 2923.02, 2903.01(B) & 2941.145; Counts 4 & 5: Kidnapping (F1) With Firearm Specification, in violation of ORC 2905.01(A)(2) & 2941.145; Count 6: Aggravated Burglary (F1) With Firearm Specification, in violation of ORC 2911.11(A)(1) and/or (2) & 2941.145; and Count 7: Aggravated Robbery (F1) With Firearm Specification, in violation of ORC 2911.01(A)(1) and/or (3) & 2941.145, subject to a presumption in favor of prison under division (D) of section 2929.13 of the Ohio Revised Code.

The Court has considered the record, oral statements, victim impact statements, as well as taking into consideration the principles and purposes of sentencing under O. R. C. Section 2929.11, and has balanced the seriousness and recidivism factors under O. R. C. Section 2929.12. The Court further makes the following findings: (1) that Defendant has served a prior prison term; (2) that he committed the worst form of the offenses; (3) that consecutive prison terms are necessary to protect the public and punish the offender; (4) that consecutive terms are not disproportionate to the conduct and to the danger the offender poses; and (5) and that the harm is so great or unusual that single terms do not adequately reflect the seriousness of the defendant's conduct.

It is therefore ORDERED, ADJUDGED, and DECREED that the defendant serve a stated prison term of ten (10) years on Count Three; ten (10) years on each of Counts Four, Five, Six, and Seven to be served concurrently to the sentence imposed in Count Three; Life with parole eligibility after serving twenty (20) years of imprisonment on Count One to be served consecutively to the sentence imposed in Count Three; and Life with parole eligibility after serving twenty (20) years of imprisonment on Count Two to be served consecutively to the sentences imposed in Counts One and Three. Defendant to be sentenced to three (3) years on the firearm specification in Count Three which shall be served prior to and consecutive to the principal sentence. The firearm specifications in Counts One, Two, Four, Five, Six, and Seven will merge with the firearm specification in Count Three, for an aggregate sentence of fifty-three (53) years to life. Defendant is Ordered to pay the cost of prosecution taxed in the amount of \$ _____ for which execution is awarded.

It is therefore ordered that the Superintendent of the LORAIN CORRECTIONAL INSTITUTION shall take note that the Defendant herein has been incarcerated in the Trumbull County Jail pursuant to this charge from June 24, 2000 to date.

10/26/01
DATED

W. Wyatt McKay
HONORABLE W. WYATT MCKAY
JUDGE, COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

You are hereby notified that you have been convicted of a felony of violence and pursuant to Section 2923.13 of the Ohio Revised Code, you are prohibited from acquiring, having, carrying or using any firearm or dangerous ordinance.

Ohio Department of Rehabilitation and Correction

Offender Data



RONALD LYNN SHAFFER -A 399881

<u>Offense</u>	AGG ROBBERY, AGG BURGLARY, KIDNAPPING, ATT AGG MURDER, AGG MURDER, AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	20010309
<u>Institution</u>	LEBANON CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	9 Years
<u>Definite Sentence</u>	
<u>Indefinite Sentence</u>	Minimum: Life
	Maximum: Life
<u>Gun Specification, if any</u>	3 Years
<u>Next Parole Hearing Date</u>	

The above information may not contain a complete list of sentencing information for each offender.

Any person, agency or entity, public or private, who reuses, publishes or communicates the information available from this server shall be solely liable and responsible for any claim or cause of action based upon or alleging an improper or inaccurate disclosure arising from such reuse, re-publication or communication, including but not limited to actions for defamation and invasion of privacy.

Questions concerning the information contained in these documents should be sent via the U.S. Mail to the appropriate correctional institution, attn: Record Office. Addresses are available at www.drc.state.oh.us/mapserve/inst.htm.

EXHIBIT

32

Ohio Department of Rehabilitation and Correction

Offender Data



JOHN P STAPLES -A 431657

<u>Offense</u>	AGG MURDER
<u>Committing County</u>	TRUMBULL
<u>Date of Admission</u> (yyyymmdd)	20020626
<u>Institution</u>	LEBANON CORRECTIONAL INSTITUTION
<u>Status</u>	INCARCERATED
<u>Parole or Release Detail</u>	

Sentence Information

<u>Stated Prison Term</u> (crimes committed on or after 7/1/96)	
<u>Definite Sentence</u>	-----
<u>Indefinite Sentence</u>	<u>Minimum:</u> ----- <u>Maximum:</u> Life
<u>Gun Specification, if any</u>	3 Years
<u>Next Parole Hearing Date</u>	20450216 (yyyymmdd)

The above information may not contain a complete list of sentencing information for each offender.

Any person, agency or entity, public or private, who reuses, publishes or communicates the information available from this server shall be solely liable and responsible for any claim or cause of action based upon or alleging an improper or inaccurate disclosure arising from such reuse, re-publication or communication, including but not limited to actions for defamation and invasion of privacy.

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Inmate Search Output

Page 1 of 1

Ohio Department of Rehabilitation and Correction

Offender Data



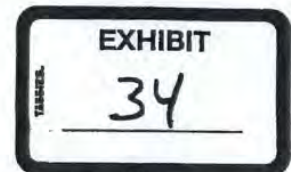
MARK A WORLEY -A 405403	
Offense	KIDNAPPING, AGG ROBBERY, AGG BURGLARY, MURDER, AGG MURDER
Committing County	TRUMBULL
Date of Admission (yyyymmdd)	20010330
Institution	LEBANON CORRECTIONAL INSTITUTION
Status	INCARCERATED
Parole or Release Detail	

Sentence Information		
Stated Prison Term (crimes committed on or after 7/1/96)	40 Years	
Definite Sentence	-----	
Indefinite Sentence	Minimum:	Life
	Maximum:	Life
Gun Specification, if any	-----	
Next Parole Hearing Date	-----	

The above information may not contain a complete list of sentencing information for each offender.

Any person, agency or entity, public or private, who reuses, publishes or communicates the information available from this server shall be solely liable and responsible for any claim or cause of action based upon or alleging an improper or inaccurate disclosure arising from such reuse, re-publication or communication, including but not limited to actions for defamation and invasion of privacy.

Questions concerning the information contained in these documents should be sent via the U.S. Mail to the appropriate correctional institution, attn: Record Office. Addresses are available at www.drc.state.oh.us/mapserve/inst.htm.



CC000002

In The Court of Common Pleas of Trumbull County

State of Ohio,
Plaintiff,

v.

Mark Andrew Worley
Defendant.

:
: Notice to Supreme Court of
: Ohio of Filing of Indictment
: Charging Aggravated Murder
: with Specification(s) of
: Aggravating Circumstances
: [R.C. 2929.021(A)]
:

Name of defendant: Mark Andrew Worley

The court in which the case will be heard:

Trumbull County Common Pleas
Warren Ohio

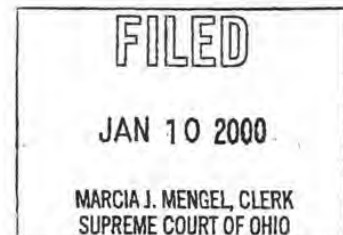
Case number(s):

94CR783

Date on which indictment was filed:

December 28, 1999

Margaret R O'Brien
Clerk of Courts of Trumbull County
Date:



IN THE COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

STATE OF OHIO,

Plaintiff,

-vs-

NATHANIEL JACKSON,

Defendant.

:

: Case No. 01-CR-794

:

:

:

AFFIDAVIT OF RANDALL L. PORTER

STATE OF OHIO

:

: ss:

COUNTY OF Franklin

:

Randall L. Porter, after being duly sworn according to law, states as follows:

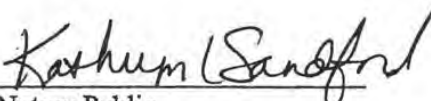
1. I am an attorney licensed to practice law in the State of Ohio
2. I am employed by the Office of the Ohio Public Defender as an Assistant State Public Defender. In that capacity I was assigned to the above case.
3. The information that is contained in Paragraph 21 concerning the race of the victims in cases in which a sentence of less than death was imposed was provided to me by attorneys from the Trumbull County Public Defenders Office.
4. The information contained in Paragraph 23 concerning a plea bargain was provided to me by one of the attorneys, John Juhasz, who represented Donna Roberts at trial.
5. The information contained in Paragraph 53 concerning the existence of a police report concerning Robert Fingerhut was provided to me by one of the attorneys, John Juhasz, who represented Donna Roberts at trial.

Further Affiant sayeth naught



Randall L. Porter

Sworn and subscribed to me this the 29th day of March 2004


Notary Public



KATHRYN L. SANDFORD, ATTORNEY AT LAW
NOTARY PUBLIC, STATE OF OHIO
My commission has no expiration date.
Section 147.03 R.C.

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CLEVELAND, OHIO 44115
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TRIBUNE CHRONICLE
WARREN, OH.
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FEB-18-92

Murder trial jury pool makeup questioned

By JACQUENETTE S. GEGGUS
Tribune Chronicle

WARREN — A prospective juror questioned this morning why there appeared to be no black potential jurors for the murder trial of Rudrick Davie.

The prospective juror asked Trumbull Common Pleas Judge John M. Stuard during the opening minutes of jury selection: "What I don't understand is why he (Davie) is the only black guy in here," said the man, who did not identify himself.

Stuard replied that the jury pool is made up by the "luck of the draw." About 150 people have been brought in to make up the jury pool for the Davie trial.

The pool is culled from Trumbull County registered voters.

Davie, 19, of Warren, is charged in the June 27, 1991, shooting death of former Trumbull County Sheriff's Deputy John Coleman, 38, of Warren; the beating death of Tracey Jefferys, 21, of Lorain; and the shooting of

William John Everett, 30, of Warren.

Expected to be heard in evidence will be the taped confession Davie gave to Warren police officers the afternoon after the shootings, and two photographic lineups that police presented to an eyewitness on the day of the shootings and two weeks afterward.

Prosecutors also revealed this morning a list of 20 potential witnesses in the trial. Defense attorneys submitted a smaller

list, which included four members of Davie's family.

Prosecutors say Davie broke into the former VCA pet food distribution warehouse and attempted to execute Coleman, Jefferys and Everett.

Officers say that when Jefferys and Everett tried to flee, Davie beat Jefferys to death with a chair and attempted to run Everett over with a truck.

Davie maintains he is innocent and says he could not have hurt Jefferys.

EXHIBIT

36

STATE OF OHIO

JUN-15-2000 14:51

JUN-15-2000 14:51

STATE OF OHIO

614 728 3570 P.03/32

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FEB-20-92

Potential juror raises race question

^{4/4} WARREN (AP) — A man who asked a judge why the pool of potential jurors for a murder trial didn't contain any blacks was told the situation was a result of Trumbull County's having a small minority population.

The man, who wasn't identified, was one of about 100 potential jurors called Tuesday for the trial of Roderick Davis, 20. Davis, who is black, is charged with shooting one person to death, fatally beating a second person and shooting a third last June 27. All three victims were former co-workers.

If convicted, he could be sentenced to death.

The juror who asked the ques-

tion was dismissed from the jury pool by Trumbull County Common Pleas Judge John Stuard, who said the absence of blacks from the list was the luck of the draw.

Blacks make up less than 7 percent of the county's population, according to the 1990 U.S. Census, Prosecutor Dennis Watkins said. He said all-white jury pools aren't common in the county, but aren't planned.

"It has happened before and it will happen again," Watkins said. "It's like a lottery. It has nothing to do with color. It's just mathematics."

Jurors are selected in a lottery from voter registration lists.

EXHIBIT

37

JUN-15-2000 14:51

STATE OF OHIO

614 728 3670 P.04/32

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AKRON BEACON JOURNAL
AKRON, OH.
AM CIRC. 153,550

FEB-20-92

② WARREN
**Potential juror asks
about lack of blacks**

A potential juror, one of 100 called Tuesday in the murder trial of a black man, asked a judge why there were no blacks in the jury pool.

He was told it was because Trumbull County has a small minority population. Then the juror was dismissed by Trumbull County Common Pleas Judge John Stuard.

Stuard had denied defense attorneys' requests to have a jury culled from driver's license lists instead of voter registration lists.

Blacks make up less than 7 percent of the county's population, according to the 1990 U.S. census, Prosecutor Dennis Watkins said.

Roderick Davie, 20, is charged with shooting two co-workers to death and fatally beating another last June 27.



4. In the first five years after the death penalty was reinstated, there were no African American Grand Jury forepersons of Grand Juries returning death indictments. The first and only African American male to serve as such a Grand Jury foreperson was in 1987. A female African American served in 1988, and 2 female African Americans served in 1992, for a total of 4 African American Grand Jury forepersons during the entire 17 years from 1982 through 1998.
5. In addition, I have concluded that female Hamilton County residents have also been seriously underrepresented as Grand Jury forepersons in the Grand Juries which returned death penalty indictments from 1982 through 1998.

There have been less than half as many women forepersons as would be expected, based on their percentage in the population of Hamilton County.

This underrepresentation is also statistically significant.

6. My analysis is based on United States Census Data¹ and an analysis of the race and gender of Grand Jury forepersons of Hamilton County Grand Juries which returned death penalty indictments from 1982 through 1998.
7. I am using the census figures of 17.8% African Americans between the ages of 18 and 74 for 1980, and 19.3% African Americans between the ages of 18 and 74 for 1990.

The percentage of African Americans in Hamilton County in the pertinent age groups increased only slightly between the 1980 and 1990 censuses². Thus, for some of my calculations, I have used the average figure of 18.5% African Americans between the ages of 18 and 74 in Hamilton County from 1980 to 1998.

¹ Racial and gender percentages of Hamilton County for 1980 and 1990 are attached as *Appendix II. Racial and Gender Census Data: Hamilton County, Ohio*. The percentages that were used were of persons age 18 to 74.

² There is only a difference of 1.5% African Americans in Hamilton County from the beginning of 1980 to the beginning of 1990. Technically, the percentage of African Americans would also have changed over the course of each decade, which is reflected in estimates made by the US Census Bureau. I am using only the percentages from earlier in each decade. Since the percentage of African Americans has been increasing over time, the calculations I am using

8. To the best of my knowledge, there were 87 Hamilton County Grand Jury Panels which returned 134 death penalty indictments from 1982 through 1998. The breakdown of Grand Jurors by race and gender is as follows³:

CHART 2

	Male	Female	Unknown Gender
African American Forepersons	1	3	
White Forepersons	65 ⁴	16	1
Unknown Race	1		

³ The list of Grand Jury Forepersons, identified by number with race and gender identification are attached as *Appendix III* Hamilton County Grand Jury Forepersons -- Death Indicting Grand Juries Race and Gender 1982 - 1998. I am not identifying the Grand Jurors by name because those who responded to surveys were promised confidentiality. This information will be made available to the court if necessary.

⁴ There were three Grand Jury indictments where there was a question about who of one to three persons was the selected foreperson. Only one person was counted per panel for purposes of this analysis. Since all were white, there was no problem with categorization. In ⁴ cases where there were both a male and female who could have been the foreperson,

9. According to the 1980 and 1990 United States Census Data, the proportion of African American persons in Hamilton County as compared with the percentage of African American Grand Jury forepersons returning death indictments were as follows:

CHART 1

	1980 Percentage of Hamilton County	1980's Percentage of Grand Jury Forepersons	1990 Percentage in Hamilton County Population	1990's Percentage of Grand Jury Forepersons
African Americans	17.8%	4.25% [2 out of 47]	19.3%	5% [2 out of 40]
Females	53%	12.77% [6 out of 47]	52.8%	32.5% [13 out of 40]

10. Investigators for the Ohio Public Defenders Office, under the direction of that office, and National Jury Project Midwest staff, under my direction, were able to ascertain the race of 86 of the 87 Grand Jury forepersons and the gender of 86 of the 87 Grand Jury forepersons.⁵

For purposes of the calculations here, I have assumed that the same proportions of race and gender would exist in the two Grand Jury forepersons, whose race or gender we were unable to ascertain.

11. While not every jury panel can be expected to be exactly representative of each cognizable class in a jurisdiction, random selection should result in roughly proportional representation of those classes over time.
12. In a fair, cross-sectional system, the probability of any eligible person being included in a jury pool would be the same for every eligible person, regardless of race and/or gender. The Grand Jury forepersons, if randomly selected from a representative jury pool, should also reflect the composition of the pool.
13. I have used three methods, which I understand have been discussed by the United States Supreme Court and the Ohio Supreme Court in various cases to calculate whether or not African Americans and women were underrepresented as Grand Jury forepersons.

- A. The Comparative Disparity Standard
- B. Absolute Disparity
- C. Statistical Significance

Race, ethnic background and gender were ascertained by investigators who talked to Grand Jury forepersons or their relatives, or who found death certificates, and by National Jury Project staff utilizing questionnaires, some of which were sent to Grand Jurors and others which were asked over the phone call. The phone interview screener and questionnaire, mail-in questionnaire, death certificates and affidavits from the investigators, interviewers and data input personnel are attached as *Appendix IV Data Collection Materials*. There were a

- A. The Comparative Disparity standard measures representativeness by the proportion by which the probability of serving is reduced for people in a particular cognizable class.

This percentage is determined by the following calculation:

$$\frac{P - Q}{P} = \text{Comparative Disparity}$$

P = Proportion of the population in the specified category

Q = Proportion of the panel in the specified category

- B. Absolute Disparity is another measure of the extent to which a cognizable class is underrepresented. The absolute disparity standard measures representativeness by the difference between the proportion of the population and the proportion of the pool in the underrepresented category.

This number is determined by the following calculation:

$$P - Q = \text{Absolute Disparity}$$

P = Proportion of the population in the specified category

Q = Proportion of the panel in the specified category

- C. Statistical Significance is another measure of the extent to which a cognizable class is underrepresented. The Statistical Significance test measures representativeness by calculating the probability of the disparity occurring by chance as the result of a random selection. If that probability is very low, the conclusion is drawn that the disparity is unlikely to be due to chance, but results from bias or discrimination.

The statistical significance test discussed in *Castaneda v. Partida*, 430 U.S. at 496 n. 17, provides that if there is a difference of "two to three standard deviations", then that distinguished an allowable from an unconstitutional disparity. This test is determined by the following

$$\text{One Standard Deviation} = \sqrt{\text{Sample Size} \times \text{Proportion In Class} \times \text{Proportion Not In Class}}$$

$$\text{Absolute Disparity} = \text{Proportion of the Population in the Class} - \text{Proportion of the Forepersons in the Class}$$

$$\text{Disparity} = \text{Sample Size} \times \text{Absolute Disparity}$$

$$\text{Number of Standard Deviations} = \text{Disparity} \div \text{One Standard Deviation}$$

14. Following are Charts 3 and 4, which lay out the Comparative Disparity, Absolute Disparity and the number of Standard Deviations for the proportion of African American Grand Jury forepersons [CHART 3] and the proportion of Women Grand Jury forepersons [CHART 4] found in the 1982 - 1998 Hamilton County Grand Juries which brought death indictments:.

CHART 3

Representativeness of African Americans

As Grand Jury Forepersons

In Hamilton County 1982 - 1998

	1982 - 1998 There were 4 African American Forepersons out of 87 Forepersons
Comparative Disparity	75% UNDERREPRESENTED
Absolute Disparity EXPECT 18.5 JURORS OUT OF 100	13.9%
Standard Deviation TO BE SIGNIFICANT, MUST BE MORE THAN "2 TO 3"	6.19 SIGNIFICANT

CHART 4

Representativeness of Women
 As Grand Jury Forepersons
 In Hamilton County 1982 - 1998

	1982 - 1998 There were 19 Women Forepersons out of 87 Forepersons
Comparative Disparity	58% UNDERREPRESENTED
Absolute Disparity EXPECT 53 JURORS OUT OF 100	31%
Standard Deviation TO BE SIGNIFICANT, MUST BE MORE THAN "2 TO 3"	6.99 SIGNIFICANT

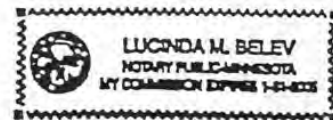
15. Thus, the number of African American and female citizens called to serve as Grand Jury forepersons for Grand Juries which returned death indictments in Hamilton County Circuit Court from 1982 through 1998 significantly underrepresented the percentage of African American and female citizens in Hamilton County during that time period.

Further affiant saith not.

Diane Wiley
Diane Wiley

Sworn to and subscribed to before me this 13th day of January, 2000.

Lucinda M. Belev
Notary Public



Appendix I

Qualifications of Diane Wiley

NATIONAL JURY PROJECT

TRIAL CONSULTANTS

National Jury Project - Midwest

322 First Avenue North, Suite 500

Minneapolis, MN 55401-1018

Phone 612 338 2244 Fax 612 338 2607

Email njp@njproject.com

Diane Wiley

Trial Consultant

Diane Wiley is the president of the National Jury Project Midwest, located at 322 First Avenue North, Suite 500, Minneapolis, Minnesota 55401. The National Jury Project is a non-profit corporation specializing in the study of the American jury system. The National Jury Project is incorporated in the State of Minnesota and has regional offices in New York, New York; Oakland, California; and Minneapolis, Minnesota. Primary areas of research include voir dire procedures, the trial communication process, jury composition, venue evaluation, and other issues related to minimizing the effects of juror bias on the trial process.

National Jury Project researchers have conducted and analyzed interviews with jurors and persons included in jury pools in both state and federal jurisdictions all over the United States.

Ms. Wiley is a founding member of the National Jury Project, and has been employed as a trial consultant since its inception in 1975. She began her research of the jury system as an independent researcher in 1973. Ms. Wiley's prior research experience was in the area of attitudes towards criminal justice, evaluation of programs for juvenile and adult offenders, and community attitudes towards housing developments for the Minnesota Center for Sociological Research, The Governor's Task Force for Victims of Sexual Assault, and The Law Enforcement Assistance Agency (LEAA) Juvenile Justice Project, among others.

Ms. Wiley has supervised, administered and/or consulted on venue evaluation studies in the following cases:

State of North Carolina v. Little
State of Wisconsin v. Sturdevant
State of Pennsylvania v. Arms
State of Minnesota v. Davis
CR #763

Beaufort County, 1975
Dodge County, 1975
Berks County, 1975
Beltrami County, 1976

<i>State of Nebraska v. Yellowbird</i> #C-1470-71	Sheridan County, 1976
<i>State of South Dakota v. Martin</i> #77-75	Pennington County, 1977
<i>State of Michigan v. Smith</i> #416	Kalkaska County, 1978
<i>State of Minnesota v. Caldwell</i> #49633	St. Louis County, 1979
<i>State of South Dakota v. Bettelyoun</i> #78-58	Jackson County, 1979
<i>Schwans v. BASF-AG, et al</i> #16843	Lyon County, Minnesota, 1979
<i>State of Minnesota v. Johnson</i> #2064	Faribault County, 1979
<i>State of Illinois v. Perez, Santiago, et al</i> #79-CF326	Livingston County, 1979
<i>State of Ohio v. Kilroy</i> CR9-33B	Putnam County, 1980
<i>State of Minnesota v. Blanchard</i> #2959	Becker County, 1980
<i>State of Wisconsin v. Grancorwitz</i> 80-CR-395	Vernon County, 1980
<i>Kobes v. St. Joseph's Hospital, et al</i> #39513	Crow Wing County, Minnesota, 1980
<i>State of Minnesota v. Marhoun</i>	Chisago County, 1980
<i>State of Wisconsin v. Scherer</i> #80-CR-3174	Burnett County, 1981
<i>Gauthier v. Strouth, et al</i>	St. Louis County, Minnesota, 1981
<i>Wayne Bohlke v. Estate of John Ayers</i> <i>and City of Le Sueur</i>	Blue Earth County, Minnesota, 1981
<i>State of Minnesota v. Sprague</i> #4458	Washington County, 1981
<i>State of South Dakota v. Wellner</i> <i>& Wellner</i> #13533,34	Hand County, 1981
<i>State of Illinois v. Brisbane, et al</i> #80-CF-45	Will County, 1981
<i>State of Minnesota v. Koehler</i> <i>Martell Mutual Town Insurance Company</i>	St. Louis County, 1982

State of Nebraska v. Buckman and Janis

State of Minnesota v. Swanson

State of South Dakota v.

Collins Catch the Bear

#82-207

State of Minnesota v. Tisland

#K1-83-813

State of Minnesota v. Foss

United States v. Elder

B-84-276-SI

United States v. Elder and Merkt

#B-84-746-SI

State of Minnesota v. Thom

#10128

Nygaard v. Mayo Clinic

#44587

United States v. Merkt

B-85-SI

State of Ohio v. Warner, et al

B854622

State of Minnesota v. Curt Gruhl

#4656

State of Minnesota v. Richards

State of Minnesota v. Israelson

#K-88-1162

State of Minnesota v. Manning

#K6-89-129

State of Minnesota v. Doty

#T4-91-508

Chladek v. Independent School

District 205, et al

Adkins v. Tolfree Memorial Hospital, et al

#90 1342 NH

State of Nebraska v. Frances Thompson

#11818

State of Minnesota v. Calvin Jones

No. K0-95-217

State of Minnesota v. Darrell Johnson

No K2-95-218

Sheridan County, 1983

Sherburne County, 1983

Pennington County, 1983

Beltrami County, 1984

Kandiyohi County, 1984

Southern District of

Texas, Corpus Christi Division, 1984

Southern District of

Texas, Brownsville Division, 1985

Kanabec County, 1985

Olmsted County, Minnesota, 1985

Southern District of

Texas, Corpus Christi Division, 1986

Hamilton County, 1986

Goodhue County, 1986

Hennepin County, 1987

Rice County, 1988

Itasca County, 1989

Dodge County, 1991

Dodge County, Minnesota, 1991

Ogemaw County, Michigan, 1992

Knox County, 1992

Chisago County, 1995

Chisago County, 1996

<i>State of Minnesota v.</i> <i>Olumuyiwa Shakirudee Akinosi</i> No. K6-96-1614	Dakota County, 1996
<i>State of Tennessee v.</i> <i>Charles Edward Hartman</i> No. 20101	Davidson County, 1997
<i>State of Minnesota v.</i> <i>Joseph Ture</i> No. K6- 96- 6329	Washington County, 1997
<i>Martinez v.</i> <i>Lincoln County Medical Center, et al</i>	Lincoln County, North Carolina 1998
<i>State of Iowa v.</i> <i>Randy Zaabal</i> No. FECR-311701	Brown County, 1999

The National Jury Project Midwest has been court appointed for the purposes of venue evaluation in *State of Minnesota v. Davis*; *State of South Dakota v. Martin*; *State of Illinois v. Brisbane*; *State of Minnesota v. Calvin Jones*; and *State of Tennessee v. Charles Edward Hartman*.

Ms. Wiley has consulted with attorneys in both state and federal jurisdictions in California, Colorado, District of Columbia, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Jersey, New York, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Washington and Wisconsin, in regards to voir dire procedures designed to reduce the effects of prejudice in both criminal and civil cases.

She has testified or submitted affidavits in 33 venue hearings for change of venue, including two appeal hearings. She testified in the hearing for a new trial based on incompetence of counsel relating to inadequate voir dire in *Michigan v. LeBlanc*. Ms. Wiley has supervised research and/or submitted affidavits in a number of cases involving evaluation of the composition of jury venires.

Ms. Wiley has provided in-court jury selection consultation and/or has prepared voir dire questions in hundreds of criminal and civil cases since 1973.

published by West Group. She is a contributing editor and co-author of the book, Women's Self Defense Cases: Theory and Practice, published by the Michie Company. Ms. Wiley is a contributing author of the book, Handbook of Jury Research, published by ALI-ABA Philadelphia in 1998 and Minnesota Criminal Jury Trial Handbook, published by Butterworths. She has written other materials and articles for legal publications and seminar materials.

Ms. Wiley regularly lectures at seminars and conferences on voir dire, case presentation issues and jury selection for organizations such as State and Federal Public Defender Associations, Bar Associations, Trial Lawyers Associations, Legal Services, the National Women and Law Conference, the National Association of Teacher Attorneys, and for Continuing Legal Education Programs sponsored by law schools and other organizations.

Appendix II

Racial and Gender Census Data:

Hamilton County, Ohio

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio

050 Hamilton County

PERSONS

Universe: Persons

Total..... 855

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio
050 Hamilton County

SEX
Universe: Persons

Male.....	410
Female.....	456

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio
050 Hamilton County

AGE

Universe: Persons

Under 1 year.....	11,
1 and 2 years.....	28,
3 and 4 years.....	27,
5 years.....	13,
6 years.....	13,
7 to 9 years.....	39,
10 and 11 years.....	24,
12 and 13 years.....	22,
14 years.....	10,
15 years.....	11,
16 years.....	10,
17 years.....	11,
18 years.....	11,
19 years.....	13,
20 years.....	12,
21 years.....	12,
22 to 24 years.....	39,
25 to 29 years.....	75,
30 to 34 years.....	76,
35 to 39 years.....	68,
40 to 44 years.....	55,
45 to 49 years.....	44,
50 to 54 years.....	38,
55 to 59 years.....	37,
60 and 61 years.....	15,
62 to 64 years.....	23,
65 to 69 years.....	36,
70 to 74 years.....	27,
75 to 79 years.....	22,
80 to 84 years.....	15,
85 years and over.....	12,

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio

050 Hamilton County

RACE BY SEX BY AGE

Universe: Black males

Under 1 year.....	1
1 and 2 years.....	4
3 and 4 years.....	3
5 years.....	1
6 years.....	1
7 to 9 years.....	5
10 and 11 years.....	3
12 and 13 years.....	2
14 years.....	1
15 years.....	1
16 years.....	1
17 years.....	1
18 years.....	1
19 years.....	1
20 years.....	1
21 years.....	1
22 to 24 years.....	3
25 to 29 years.....	6
30 to 34 years.....	6
35 to 39 years.....	5
40 to 44 years.....	4
45 to 49 years.....	3
50 to 54 years.....	3
55 to 59 years.....	3
60 and 61 years.....	1
62 to 64 years.....	1
65 to 69 years.....	2
70 to 74 years.....	1
75 to 79 years.....	1
80 to 84 years.....	1
85 years and over.....	

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio
050 Hamilton County

RACE BY SEX BY AGE
Universe: Black females

Under 1 year.....	1.
1 and 2 years.....	3.
3 and 4 years.....	3.
5 years.....	1.
6 years.....	1.
7 to 9 years.....	5.
10 and 11 years.....	3.
12 and 13 years.....	2.
14 years.....	1.
15 years.....	1.
16 years.....	1.
17 years.....	1.
18 years.....	1.
19 years.....	1.
20 years.....	1.
21 years.....	1.
22 to 24 years.....	4.
25 to 29 years.....	8.
30 to 34 years.....	8.
35 to 39 years.....	7.
40 to 44 years.....	5.
45 to 49 years.....	4.
50 to 54 years.....	4.
55 to 59 years.....	4.
60 and 61 years.....	1.
62 to 64 years.....	2.
65 to 69 years.....	3.
70 to 74 years.....	2.
75 to 79 years.....	2.
80 to 84 years.....	1.
85 years and over.....	1.

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio
050 Hamilton County

RACE BY SEX BY AGE
Universe: White males

Under 1 year.....	4
1 and 2 years.....	10
3 and 4 years.....	10
5 years.....	5
6 years.....	4
7 to 9 years.....	14
10 and 11 years.....	8
12 and 13 years.....	8
14 years.....	3
15 years.....	4
16 years.....	3
17 years.....	4
18 years.....	4
19 years.....	5
20 years.....	4
21 years.....	5
22 to 24 years.....	15
25 to 29 years.....	28
30 to 34 years.....	29
35 to 39 years.....	26
40 to 44 years.....	21
45 to 49 years.....	17
50 to 54 years.....	14
55 to 59 years.....	14
60 and 61 years.....	5
62 to 64 years.....	8
65 to 69 years.....	13
70 to 74 years.....	9
75 to 79 years.....	6
80 to 84 years.....	4
85 years and over.....	2

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio
050 Hamilton County

RACE BY SEX BY AGE
Universe: White females

Under 1 year.....	
1 and 2 years.....	
3 and 4 years.....	
5 years.....	
6 years.....	
7 to 9 years.....	1
10 and 11 years.....	
12 and 13 years.....	
14 years.....	
15 years.....	
16 years.....	
17 years.....	
18 years.....	
19 years.....	
20 years.....	
21 years.....	
22 to 24 years.....	1
25 to 29 years.....	3
30 to 34 years.....	2
35 to 39 years.....	2
40 to 44 years.....	2
45 to 49 years.....	1
50 to 54 years.....	1
55 to 59 years.....	1
60 and 61 years.....	
62 to 64 years.....	1
65 to 69 years.....	1
70 to 74 years.....	1
75 to 79 years.....	1
80 to 84 years.....	
85 years and over.....	

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio
050 Hamilton County

RACE BY SEX BY AGE

Universe: American Indian, Eskimo, or Aleut males

Under 1 year.....	
1 and 2 years.....	
3 and 4 years.....	
5 years.....	
6 years.....	
7 to 9 years.....	
10 and 11 years.....	
12 and 13 years.....	
14 years.....	
15 years.....	
16 years.....	
17 years.....	
18 years.....	
19 years.....	
20 years.....	
21 years.....	
22 to 24 years.....	
25 to 29 years.....	
30 to 34 years.....	
35 to 39 years.....	
40 to 44 years.....	
45 to 49 years.....	
50 to 54 years.....	
55 to 59 years.....	
60 and 61 years.....	
62 to 64 years.....	
65 to 69 years.....	
70 to 74 years.....	
75 to 79 years.....	
80 to 84 years.....	
85 years and over.....	

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio
050 Hamilton County

RACE BY SEX BY AGE

Universe: Asian or Pacific Islander males

Under 1 year.....	
1 and 2 years.....	
3 and 4 years.....	
5 years.....	
6 years.....	
7 to 9 years.....	
10 and 11 years.....	
12 and 13 years.....	
14 years.....	
15 years.....	
16 years.....	
17 years.....	
18 years.....	
19 years.....	
20 years.....	
21 years.....	
22 to 24 years.....	
25 to 29 years.....	
30 to 34 years.....	
35 to 39 years.....	
40 to 44 years.....	
45 to 49 years.....	
50 to 54 years.....	
55 to 59 years.....	
60 and 61 years.....	
62 to 64 years.....	
65 to 69 years.....	
70 to 74 years.....	
75 to 79 years.....	
80 to 84 years.....	
85 years and over.....	

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio
050 Hamilton County

RACE BY SEX BY AGE

Universe: American Indian, Eskimo, or Aleut females

Under 1 year.....	
1 and 2 years.....	
3 and 4 years.....	
5 years.....	
6 years.....	
7 to 9 years.....	
10 and 11 years.....	
12 and 13 years.....	
14 years.....	
15 years.....	
16 years.....	
17 years.....	
18 years.....	
19 years.....	
20 years.....	
21 years.....	
22 to 24 years.....	
25 to 29 years.....	
30 to 34 years.....	
35 to 39 years.....	
40 to 44 years.....	
45 to 49 years.....	
50 to 54 years.....	
55 to 59 years.....	
60 and 61 years.....	
62 to 64 years.....	
65 to 69 years.....	
70 to 74 years.....	
75 to 79 years.....	
80 to 84 years.....	
85 years and over.....	

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio
050 Hamilton County

RACE BY SEX BY AGE

Universe: Asian or Pacific Islander females

Under 1 year.....	
1 and 2 years.....	
3 and 4 years.....	
5 years.....	
6 years.....	
7 to 9 years.....	
10 and 11 years.....	
12 and 13 years.....	
14 years.....	
15 years.....	
16 years.....	
17 years.....	
18 years.....	
19 years.....	
20 years.....	
21 years.....	
22 to 24 years.....	
25 to 29 years.....	
30 to 34 years.....	
35 to 39 years.....	
40 to 44 years.....	
45 to 49 years.....	
50 to 54 years.....	
55 to 59 years.....	
60 and 61 years.....	
62 to 64 years.....	
65 to 69 years.....	
70 to 74 years.....	
75 to 79 years.....	
80 to 84 years.....	
85 years and over.....	

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio
050 Hamilton County

RACE BY SEX BY AGE
Universe: Other race males

Under 1 year.....	
1 and 2 years.....	
3 and 4 years.....	
5 years.....	
6 years.....	
7 to 9 years.....	
10 and 11 years.....	
12 and 13 years.....	
14 years.....	
15 years.....	
16 years.....	
17 years.....	
18 years.....	
19 years.....	
20 years.....	
21 years.....	
22 to 24 years.....	
25 to 29 years.....	
30 to 34 years.....	
35 to 39 years.....	
40 to 44 years.....	
45 to 49 years.....	
50 to 54 years.....	
55 to 59 years.....	
60 and 61 years.....	
62 to 64 years.....	
65 to 69 years.....	
70 to 74 years.....	
75 to 79 years.....	
80 to 84 years.....	
85 years and over.....	

1990 Census Of Population And Housing Summary Tape File 3C

040 Ohio

050 Hamilton County

RACE BY SEX BY AGE

Universe: Other race females

Under 1 year.....	
1 and 2 years.....	
3 and 4 years.....	
5 years.....	
6 years.....	
7 to 9 years.....	
10 and 11 years.....	
12 and 13 years.....	
14 years.....	
15 years.....	
16 years.....	
17 years.....	
18 years.....	
19 years.....	
20 years.....	
21 years.....	
22 to 24 years.....	
25 to 29 years.....	
30 to 34 years.....	
35 to 39 years.....	
40 to 44 years.....	
45 to 49 years.....	
50 to 54 years.....	
55 to 59 years.....	
60 and 61 years.....	
62 to 64 years.....	
65 to 69 years.....	
70 to 74 years.....	
75 to 79 years.....	
80 to 84 years.....	
85 years and over.....	

45. Age by Race, Spanish Origin, and Sex for Counties: 1980-Con.

(For meaning of symbols, see introduction. For definitions of terms, see appendices A and B.)

	Race						Spanish origin		Race						Spanish origin																		
	Total		White		Black				Total		White		Black																				
	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female																	
KAMULTON																	KAMCOCK																
Total persons	413 342	439 642	333 094	344 313	74 314	89 678	2 649	2 827	31 237	33 344	30 387	22 615	274	249	277	253																	
1 year	31 875	30 505	22 711	22 469	7 642	7 600	202	240	2 172	2 454	2 424	2 373	32	25	32	25																	
2-5 years	7 055	6 804	5 187	4 961	1 749	1 735	72	49	561	495	529	478	6	7	6	7																	
6-13 years	6 623	6 318	4 956	4 636	1 620	1 594	77	50	499	494	487	478	5	7	5	7																	
14-17 years	4 183	4 049	3 420	3 481	1 664	1 502	48	44	511	491	489	472	3	3	3	3																	
18-24 years	5 992	5 671	4 495	4 183	1 418	1 428	51	37	489	470	465	453	7	6	7	6																	
25-34 years	6 058	5 641	4 493	4 258	1 429	1 367	35	40	462	503	464	491	7	2	7	2																	
35-44 years	31 675	30 561	23 428	22 644	7 649	7 764	254	244	2 155	2 172	2 647	2 484	20	23	20	23																	
45-54 years	6 005	5 774	4 453	4 271	1 472	1 452	41	57	504	447	468	434	3	4	3	4																	
55-64 years	5 761	5 704	4 265	4 184	1 472	1 513	67	47	546	504	527	483	8	9	8	9																	
65-74 years	4 148	5 868	4 534	4 300	1 547	1 513	42	53	571	540	554	528	3	4	3	4																	
75-84 years	6 529	4 161	4 802	4 517	1 642	1 581	43	53	423	594	593	575	9	4	9	4																	
85 years and over	7 232	7 032	5 274	5 172	1 797	1 787	52	46	423	594	593	575	9	4	9	4																	
18 years and over	35 671	33 944	27 190	25 700	8 159	7 940	255	242	2 757	2 601	2 668	2 527	20	16	20	16																	
18 years and over	7 047	6 932	5 350	5 200	1 621	1 642	50	55	572	514	550	498	3	7	3	7																	
18 years and over	7 036	6 534	5 351	4 905	1 634	1 568	59	48	568	525	549	513	7	1	7	1																	
18 years and over	6 844	6 570	5 185	4 985	1 598	1 519	46	44	509	509	494	491	3	3	3	3																	
18 years and over	7 152	6 754	5 466	5 119	1 619	1 582	55	44	532	504	517	495	3	2	3	2																	
18 years and over	7 372	7 157	5 838	5 491	1 677	1 628	45	51	576	549	558	530	4	3	4	3																	
18 years and over	41 329	40 924	32 448	31 471	8 590	8 182	314	234	2 978	2 948	2 870	2 895	29	26	29	26																	
18 years and over	8 134	8 050	6 300	6 101	1 781	1 892	61	69	580	564	571	549	5	5	5	5																	
18 years and over	8 444	7 923	6 565	6 085	1 817	1 790	53	52	627	592	610	580	4	2	4	2																	
18 years and over	8 268	8 118	6 461	6 222	1 730	1 642	68	64	625	625	607	618	3	2	3	2																	
18 years and over	8 294	8 112	6 529	6 260	1 704	1 607	65	78	581	591	556	572	12	9	12	9																	
18 years and over	8 192	8 721	6 575	6 802	1 558	1 631	67	71	558	594	528	576	15	8	15	8																	
18 years and over	40 871	44 145	32 353	34 681	7 182	9 110	273	301	2 851	2 925	2 742	2 844	40	42	40	42																	
18 years and over	7 945	8 614	6 412	6 730	1 484	1 628	49	58	545	580	521	567	7	7	7	7																	
18 years and over	7 861	8 652	6 389	6 767	1 474	1 622	53	56	518	595	501	580	7	8	7	8																	
18 years and over	36 768	38 496	30 183	30 301	6 057	7 740	226	231	2 625	2 704	2 560	2 625	20	28	20	28																	
18 years and over	30 807	32 195	23 601	23 640	4 746	6 098	194	219	2 384	2 525	2 315	2 470	23	13	23	13																	
18 years and over	23 292	25 446	19 231	20 357	3 823	4 780	142	177	1 915	1 967	1 870	1 931	9	16	9	16																	
18 years and over	20 299	22 870	16 474	18 343	3 568	4 313	140	154	1 675	1 739	1 629	1 710	11	9	11	9																	
18 years and over	20 376	22 175	16 921	18 724	3 304	4 293	119	137	1 545	1 602	1 540	1 579	7	8	7	8																	
18 years and over	22 499	25 232	18 891	20 384	2 452	4 306	127	133	1 553	1 641	1 521	1 612	9	13	9	13																	
18 years and over	21 490	25 155	18 685	21 003	3 218	4 051	95	96	1 540	1 708	1 519	1 687	9	12	9	12																	
18 years and over	17 420	21 435	14 639	17 977	2 721	3 562	66	100	1 299	1 492	1 250	1 462	4	2	4	2																	
18 years and over	14 240	19 867	11 948	16 482	2 219	3 115	59	72	1 056	1 307	1 040	1 300	9	3	9	3																	
18 years and over	10 995	17 139	9 282	14 675	1 672	2 411	51	55	751	1 094	742	1 064	3	6	3	6																	
18 years and over	7 072	12 833	5 960	11 139	1 687	1 659	24	33	532	840	530	835	1	1	1	1																	
18 years and over	3 941	8 645	3 354	7 749	568	841	18	27	290	620	288	617	—	2	—	2																	
18 years and over	2 352	7 680	2 168	6 374	381	690	17	12	191	542	191	539	—	2	—	2																	
18 years and over	289 311	340 741	239 421	277 292	47 298	60 549	1 475	1 916	21 366	23 934	20 860	23 484	180	171	180	171																	
18 years and over	46 884	78 148	41 154	67 099	7 564	10 794	207	274	3 570	5 292	3 534	5 257	16	14	16	14																	
18 years and over	38 900	45 559	32 734	54 619	4 028	8 736	149	219	2 820	4 425	2 791	4 395	13	14	13	14																	
18 years and over	28.3	31.6	29.3	33.0	24.1	27.0	24.1	26.1	28.2	30.9	28.5	31.2	22.2	23.4	22.2	23.4																	
HARDIN																	HARRISON																
Total persons	16 059	16 640	15 884	16 482	181	110	67	62	8 852	9 300	8 391	9 048	143	227	143	227																	
1 year	1 240	1 196	1 233	1 177	4	4	2	1	891	851	864	835	26	16	26	16																	
2-5 years	259	229	258	238	1	1	3	4	124	121	117	115	7	7	7	7																	
6-13 years	240	228	238	222	1	1	3	4	124	121	117	115	7	7	7	7																	
14-17 years	255	235	255	230	—	1	1	1	156	132	151	129	5	3	5	3																	
18-24 years	235	245	235	242	—	2	—	—	134	131	129	128	6	3	6	3																	
25-34 years	251	249	247	245	2	2	2	1	128	133	125	131	3	2	3	2																	
35-44 years	1 271	1 322	1 258	1 310	10	8	1	1	729	697	708	669	19	24	19	24																	
45-54 years	250	255	248	252	1	3	—	—	122	107	124	104	7	2	7	2																	
55-64 years	229	245	229	242	—	—	—	—	129	140	132	137	6	2	6	2																	
65-74 years	266	261	266	259	2	2	—	—	161	154	160	150	1	4	1	4																	
75-84 years	254	272	251	271	3	1	—	—	147	145	143	136	4	9	4	9																	
85 years and over	266	289	264	284	4	2	—	—	150	171	149	162	1	7	1	7																	
18 years and over	1 313	1 255	1 301	1 233	6	16	5	8	782	721	749	696	29	22	29	22																	
18 years and over	281	237	279	230	2	5	1	2	168	136	162	132	4	2	4	2																	
18 years and over	248	260	266	256	1	2	—	—	149	142	140	132	8	10	8	10																	
18 years and over	266	264	264	260	—	2	2	3	153	162	146	158	5	5	5	5																	
18 years and over	255	253	252	248	2	4	—	—	154	135	148	132	6	3	6	3																	
18 years and over	243	242	240	239	1	3	2	1	139	145	153	142	6	3	6	3																	
18 years and over	1 807	1 824	1 773	1 817	18	14	9	7	185	781	781	732	31	26	31	26																	
18 years and over	318	251	315	248	3	3	1	1	188	182	181	181	9	3	9	3																	
18 years and over	317	240	314	240	—	—	—	—	167	166	166	166	9	5	9	5																	
18 years and over	303	290	295	287	4	—	—	3	175	166	166	166	9	5	9	5																	
18 years and over	294	412	387	402	1	7	4	3	160	141	155	154	5	4	5	4																	
18 years and over	475	445	459	440	8	4	2	—	125	129	121	119	3	10	3	10																	
18 years and over	2 040	1 732	2 004	1 766	18	10	9	9	492	707	672	687	19	19	19	19																	
18 years and over	484	428	473	423	3	3	—	—	135	138	120	136	4	4	4	4																	
18 years and over	442	299	429	292	7	5	2	1	158	128	134	132	4	4	4	4																	
18 years and over	1 331	1 241	1 315	1 220	10	6	6	3	758	729	735	720	21	17	21	17																	
18 years and over	1 067	1 135	1 077	1 123	8	8	6	3	567	596	551	564	15	13	15	13																	
18 years and over	727	799	715	794	7	3	1	—	524	465	494																						

Table B. Counties — Area and Population

Metro- politan area code	State and county code	County	Population						Population Characteristics 1997					
			Land area 1990 ISC mi.	1992		1990	1992	Net Change 1990-1992		Race				
				Total persons	Rank ^a			Per square mi.	Number	Percent	White	Black	American Indian or Alut.	Asian or Pacific Islander
			1	2	3	4	5	6	7	8	9	10	11	12
NORTH DAKOTA—Con														
	38 087	Slope	1 218	897	3 115	1	997	1 157	-250	-22.5	903	-	3	-
	38 089	Slope	1 328	22 809	1 559	17	22 832	23 697	-888	-3.7	22 555	17	144	79
	38 091	Steele	712	2 309	3 036	3	2 420	3 106	-797	-25.7	2 415	-	2	-
	38 093	Stutsman	2 222	21 838	1 606	10	22 241	24 154	-2 316	-9.6	21 930	51	141	96
	38 095	Towner	1 025	3 371	2 965	3	3 627	4 052	-681	-16.8	3 566	2	53	5
	38 097	Treile	862	2 562	2 510	10	8 752	9 624	-1 062	-11.0	8 618	12	44	22
	38 099	Walsh	1 282	13 191	2 128	10	13 840	15 371	-2 180	-14.2	13 452	17	97	59
	38 101	Ward	2 013	57 522	2 774	29	57 921	58 392	-870	-1.5	54 545	1 411	952	594
	38 103	Wells	1 271	3 545	2 801	4	3 864	6 979	-1 424	-20.5	5 849	2	6	3
	38 105	Williams	2 071	20 813	1 652	10	21 129	22 237	-1 424	-6.4	20 025	19	1 010	43
	39 000	OHIO	40 953	11 021 419	X	259	10 847 115	10 797 603	223 816	2.1	9 521 756	1 154 825	20 358	91 179
	39 001	Adams	584	26 405	1 429	45	25 371	24 325	2 077	8.5	25 212	47	67	30
	39 002	Allen	405	110 179	434	272	109 755	112 241	-2 062	-1.8	95 177	12 313	202	572
	39 005	Ashtabula	424	48 632	876	115	47 507	46 178	2 455	5.3	46 686	460	49	271
	39 007	Ashland	703	100 924	471	144	99 821	104 215	-3 291	-3.2	95 465	3 138	196	350
	39 009	Athens	507	60 061	743	119	58 549	56 399	3 662	6.5	56 163	1 678	167	177
	39 011	Auglaize	401	45 983	919	115	44 585	42 554	3 429	8.1	44 225	66	50	177
	39 012	Belmont	537	70 696	646	132	71 074	82 569	-11 873	-14.4	69 520	1 308	81	129
	39 015	Brown	492	36 410	1 112	74	34 956	31 920	4 490	14.1	34 487	406	28	30
	39 017	Butler	467	305 041	1 665	653	291 479	258 787	46 254	17.9	274 892	13 134	379	2 659
	39 019	Carrion	395	27 204	1 406	63	25 521	25 598	1 606	6.3	25 254	135	65	29
	39 021	Champaign	429	36 646	1 104	95	36 019	33 649	2 997	8.9	34 698	992	68	113
	39 023	Clark	400	147 891	328	270	147 548	150 226	-2 345	-1.6	133 242	13 031	294	652
	39 025	Clermont	452	158 161	308	350	150 187	123 482	29 675	22.1	148 084	1 291	216	452
	39 027	Clemon	411	36 685	1 101	89	35 415	34 603	2 082	6.0	34 471	716	59	136
	39 029	Columbiana	533	110 451	432	207	108 276	113 572	-3 121	-2.7	106 369	1 409	68	116
	39 031	Coshocton	564	35 751	1 128	63	35 427	35 024	-273	-8	34 819	415	68	112
	39 033	Crawford	402	47 660	899	118	47 870	50 075	-2 415	-4.8	47 361	253	67	114
	39 035	Cuyahoga	458	1 411 209	17	3 079	1 412 140	1 498 400	-87 191	-5.8	1 025 756	350 185	2 523	18 085
	39 037	Darke	600	52 664	815	89	52 619	55 096	-1 432	-2.5	52 067	184	96	114
	39 039	Delance	411	39 608	1 033	96	38 350	39 987	-379	-9	38 562	493	80	121
	39 041	Delaware	443	71 402	638	161	66 929	53 840	17 562	32.6	64 828	1 424	104	385
	39 043	Erie	255	77 512	595	305	76 779	79 655	-2 143	-2.7	69 613	6 312	150	265
	39 045	Fairfield	506	109 718	437	216	103 461	93 678	15 640	16.7	101 610	1 153	193	378
	39 047	Fayette	407	27 812	1 385	69	27 466	27 467	-605	-1.5	25 593	93	50	102
	39 049	Franklin	540	992 095	32	1 837	961 437	859 126	122 968	14.1	783 714	152 840	2 056	19 432
	39 051	Fulton	407	39 709	1 029	98	38 498	37 351	1 958	5.2	37 097	871	62	137
	39 053	Galua	469	32 330	1 230	69	30 954	30 098	2 232	7.4	29 831	871	79	136
	39 055	Greauga	404	83 241	561	206	81 129	74 474	8 767	11.8	79 629	1 056	83	212
	39 057	Greene	415	140 120	344	338	136 731	129 769	10 351	8.0	124 081	9 611	398	2 132
	39 059	Guernsey	522	39 340	1 040	75	39 024	42 024	-2 684	-6.4	38 166	616	70	141
	39 061	Hamilton	407	872 026	37	2 140	866 225	873 203	-1 177	-1	872 972	191 145	1 204	9 196
	39 063	Hancock	531	66 200	680	126	65 536	64 561	2 119	3.3	62 572	591	91	40
	39 065	Hardin	470	31 201	1 269	66	31 111	32 719	-1 518	-4.6	30 661	236	66	112
	39 067	Harrison	404	15 946	1 936	40	18 085	18 152	-2 206	-12.2	15 645	293	22	11
	39 069	Henry	417	29 452	1 330	71	29 108	28 383	1 069	3.8	27 951	147	53	8
	39 071	Higdon	553	37 203	1 086	67	35 728	33 477	3 729	11.1	34 878	692	73	2
	39 073	Hocking	423	26 636	1 423	83	25 533	24 304	2 332	9.6	25 199	224	55	2
	39 075	Holmes	423	33 733	1 190	80	32 849	29 416	4 317	14.7	32 706	52	24	4
	39 077	Huron	492	37 656	772	117	36 440	34 608	3 048	5.6	34 982	597	85	15
	39 079	Jackson	420	31 375	1 262	75	30 230	30 592	783	2.6	29 895	218	53	3
	39 081	Jefferson	410	79 623	585	194	80 293	81 564	-11 941	-13.0	75 279	4 488	167	26
	39 083	Knox	527	48 478	880	92	47 472	46 304	2 174	4.7	46 747	381	93	19
	39 085	Lake	229	229 436	234	966	215 499	212 801	7 625	3.5	209 879	3 628	250	1 44
	39 087	Lawrence	455	83 105	707	139	81 834	83 849	-744	-1.2	80 115	1 559	57	7
	39 089	Licking	687	131 975	362	192	129 300	129 981	10 986	8.1	125 181	2 217	247	47
	39 091	Logan	459	43 701	950	95	42 310	39 155	4 546	11.8	41 156	804	58	24
	39 093	Loran	493	276 679	186	562	271 125	274 809	1 773	6	241 549	21 230	738	1 47
	39 095	Lucas	340	461 508	108	1 356	462 381	471 741	-10 233	-2.2	380 155	84 456	1 164	4 98
	39 097	Madison	465	38 952	1 047	84	37 068	33 004	5 948	18.3	33 947	2 784	96	15
	39 099	Marion	415	255 607	192	640	254 506	259 487	-23 880	-8.2	221 109	39 681	444	98
	39 101	Marion	404	64 593	696	160	64 274	67 874	-3 381	-5.3	60 848	2 707	148	28
	39 103	Medina	422	128 512	374	305	122 354	113 150	12 262	13.5	120 524	850	172	62
	39 105	Mercer	430	23 426	1 534	55	22 847	23 641	-205	-9	22 734	177	44	7
	39 107	Miami	463	39 972	1 022	86	39 442	38 334	1 639	4.3	39 131	14	85	10
	39 109	Monroe	407	94 894	504	233	93 182	90 381	4 513	5.3	90 518	1 779	158	62
	39 111	Montgomery	456	15 230	1 981	34	15 487	17 382	-2 102	-12.1	15 407	19	25	1
	39 113	Montgomery	462	578 542	84	1 253	573 809	571 897	6 945	1.2	462 551	101 817	1 065	5 32
	39 115	Morgan	418	14 303	2 053	34	14 184	14 241	62	4	13 524	67	64	1
	39 117	Morgan	406	28 577	1 361	70	27 749	26 480	2 097	7.9	27 579	64	49	1
	39 119	Muskegon	465	32 594	564	124	32 068	33 340	-748	-9	32 125	3 468	214	12

1990 Federal Information Processing Standards (FIPS) codes for metropolitan areas defined as of June 30, 1993. 1995 codes for counties, county equivalents defined as of January 1, 1995. 1997 land and population data partially covered by water. Based on 1990 land area. Based on 1990 land area.

NATIONAL JURY PROJECT

TRIAL CONSULTANTS

National Jury Project - Midwest

322 First Avenue North Suite 300

Minneapolis, MN 55401-1618

Phone 612 338 2244 Fax 612 338 2607

Email njp@nationaljuryproject.com

DATE

IFNOTBLANK(Mr/Mrs/Ms)FIELD(Mr/Mrs/Ms).ENDIF FIELD(First name)
IFNOTBLANK(MI)FIELD(MI).ENDIF FIELD(Last name)
FIELD(Address)
FIELD(City), FIELD(State) FIELD(Zip)

Dear FIELD(Mr/Mrs/Ms). FIELD(Last name):

I'm writing to you from the National Jury Project, a nonprofit jury research firm in Minneapolis, Minnesota. We spoke to you briefly by phone and can understand your reluctance to relay information that way. We have been mailing our survey unless we are not sure of an address, and we hope that you will feel more comfortable with this in writing.

We are gathering statistical background information about people who have formerly been Grand Jurors in Ohio in the 1980's and 1990's.

All we need to know is your gender, date of birth, and your racial and ethnic background. This information is confidential, and your name will not be attached to the survey report. Call us toll free (1-877-338-2244) if you have any questions.

We would appreciate it if you would fill out the enclosed survey and mail it in the stamped, addressed envelope we have included. It's important that we receive this data as soon as possible. Please return the enclosed survey at your earliest convenience.

Thank you very much for your time.

Sincerely,

Diane Wiley
President, National Jury Project, Midwest

NATIONAL JURY PROJECT/ MIDWEST

SURVEY OF OHIO GRAND JURY POOL PARTICIPANTS

1. What is your gender? ☐ Female ☐ Male

2. What is your date of birth? _____

*[We need this information to calculate your age
at the time you were called for jury service.]*

3. What is your ethnic background? _____

*[Ethnic background means the country or countries that your family
is originally from.]*

*If you are Hispanic or Latino, please note that here, and write your
race in question 4.*

*If you are Native American, please note your tribal affiliation
here.]*

4. What is your race? _____ Caucasian [White]
_____ African American [Black]
_____ Native American [Indian]
_____ Asian
_____ Other [please explain]: _____

Appendix III

Hamilton County Grand Jury Forepersons

Death Indicting Grand Juries

Race and Gender

1982 – 1998

Hamilton County Grand Jury Forepersons 1982 - 1998
Death Indicting Grand Juries
Gender and Race¹

GJ #	Panel Date	Indictment Number	Gender	Race
1	07/12/82	823360	Male	White
2	08/23/82	823723	Female	White
2	08/23/82	824004		
3 ²	12/06/82B	825419	Male	White
3	12/06/82B	825419		
4	05/09/83	831662	Male	White
4	05/09/83	831880		
5	06/20/83	832363	Male	White
5	06/20/83	832526		
6	10/03/83	833488	Male	White
7	09/12/83	833548	Male	White
8	02/13/84	840343	Male	White
9	05/07/84	841565	Male	White
10	05/29/84	842052	Male	White
11	07/09/84	842559	Male	White
12	08/20/84	842856	Male	White
13	09/10/84	843195	Male	White
14	10/01/84	843548	Male	White
14	10/01/84	843548		

GJ #	Panel Date	Indictment Number	Gender	Race
28	04/20/87	871616		
28	04/20/87	871616		
29	06/01/87	872354	Male	White
30	07/13/87	872327	Female	White
30	07/13/87	872932		
31	08/24/87	873937	Male	Black
32	09/14/87	874130	Female	White
32	09/14/87	874248		
33	10/05/87	874498	Male	White
34	01/25/88	880571	Male	White
34	01/25/88	880571		
35	02/16/88	881133	Male	White
36	05/09/88	882197	Male	White
36	05/09/88	882581		
36	05/09/88	882582		
37	08/22/88	884127	Male	White
38	10/24/88	884948	Male	White
39	12/05/88	885474	Female	Black
39	12/05/88	885912		
39	12/05/88	886499		
39	12/05/88	886499		
39	12/05/88	886499		
39	12/05/88	886499		

NATHANIEL JACKSON v. WARDEN
CASE NO. 4:07-cv-0880
SUPP. APPENDIX - Page 5072

NATIONAL JURY PROJECT

RESEARCH TRIAL CONSULTANTS

National Jury Project - Midwest

322 First Avenue North, Suite 500

Minneapolis, MN 55401-1618

Phone 612 338 2244 Fax 612 338 2607

Email njp@nationaljuryproject.com

DATE

IFNOTBLANK(Mr/Mrs/Ms)FIELD(Mr/Mrs/Ms).ENDIF FIELD(First name)

IFNOTBLANK(MI)FIELD(MI).ENDIF FIELD>Last name)

FIELD(Address)

FIELD(City), FIELD(State) FIELD(Zip)

Dear FIELD(Mr/Mrs/Ms). FIELD>Last name):

I'm writing to you from the National Jury Project, a nonprofit jury research firm in Minneapolis, Minnesota.

We are conducting a survey of people who have formerly been Grand Jurors in Ohio. We are gathering statistical background information about the characteristics of those who were Grand Jurors in the 1980's and 1990's.

All we need to know is your gender, date of birth, and your racial and ethnic background. This information is confidential, and your name will not be attached to the survey report.

We would appreciate it if you would fill out the enclosed survey and mail it in the stamped, addressed envelope we have included. It's important that we receive this data as soon as possible. Please return the enclosed survey at your earliest convenience.

Thank you for your time.

Sincerely,

Diane Wiley
President, National Jury Project, Midwest

GJ #	Panel Date	Indictment Number	Gender	Race
14	10/01/84	843643		
14	10/01/84	843643		
14	10/01/84	843648		
14	10/01/84	843648		
14	10/01/84	843648		
15	11/13/84	843996	Male	White
15	11/13/84	844056	Male	White
16	01/22/85	850379	Male	White
17	02/11/85	850757	Female	White
18	04/15/85	850996	Male	White
18	04/15/85	851343		
18	04/15/85	851389		
19	06/17/85	852200	Male	White
20	08/19/85	852819	Male	White
21	01/06/86	854770	Male	White
22	07/14/86	862795	Male	White
22	07/14/86	862795		
23	08/25/86	863255	Male	White
23	08/25/86	863632		
24	12/08/86	864783	Male	White
24	12/08/86	865188		
25	01/05/87	870023	Male	White
26	02/17/87	870230	Female	White
		870230	Male	White

GJ #	Panel Date	Indictment Number	Gender	Race
41	01/23/89	890531	Male	White
42	03/27/89	891969	Male	White
43	07/10/89	893997	Male	White
44	07/31/89	894075	Male	White
45	08/21/89	893838	Male	White
45	08/21/89	895119		
46	10/02/89	895569	Male	White
47	11/13/89	896884	Male	White
48	01/22/90	897902	Female	White
49	02/12/90	900857	Male	White
49	02/12/90	901379		
50	03/26/90	901813	Male	White
50	03/26/90	901813		
50	03/26/90	902669		
50	03/26/90	902670		
50	03/26/90	902673		
51 ³	07/23/90 ⁴	904939	Male	White
52	08/20/90A	905138	Male	White
53	03/25/91B	912206	Male	White
54	04/15/91A	912352	Male	White
55	05/28/91B	913654	Male	White

GJ #	Panel Date	Indictment Number	Gender	Race
56	06/17/91A	913882	Female	White
57	07/29/91B	915170	Male	White
58	10/21/91A	917408	Female	White
58	10/21/91A	917409		
59	10/21/91B	917546	Male	White
60	11/12/91A	917930	Male	White
61	12/02/91B	918216	Male	White
62	01/27/92A	920826	Female	White
62	01/27/92A	920871		
62	01/27/92A	920871		
62	01/27/92A	920871		
63	03/30/92A	922977	Female	Black
64	07/13/92A	925177	Female	White
65	08/03/92A	925607	Female	Black
65	08/03/92A	925608		
66	08/24/92B	926287	Male	White
67	09/14/92B	926654	Male	White
68	01/25/93A	930752	Male	White
69	12/06/93B	939022	Male	White
70	01/24/94B	9404664	Male	White
70	01/24/94B	940481		
70	01/24/94B	940661		
71	05/13/94A	943355	Male	White
			Female	White

GJ #	Panel Date	Indictment Number	Gender	Race
74	05/01/95A	954059	Unknown	White
75	07/03/95B	956166	Female	White
76	09/25/95B	958578	Male	White
77	12/18/95A	959999	Male	Unknown
78	01/08/96A	960135	Male	White
79	03/24/97B	972360	Female	White
79	03/24/97B	972360		
80	04/14/97A	973305	Male	White
81	09/08/97A	976761	Female	White
82	11/10/97B	978596	Male	White
82	11/10/97B	978745		
83 ⁵	11/13/97 ⁶	978598	Female	White
84	12/15/97A	979438	Female	White
84	12/15/97A	979439		
84	12/15/97A	979440		
85	12/15/97B	979589	Male	White
86	06/01/98A	9803597	Male	White
87	06/22/98A	9804098	Male	White
87	06/22/98A	9804522		

Appendix IV

Data Collection Materials

OCT-26-1999 15:23

STATE OF OHIO

614 728 3670 P.03/03

Registrar of Vital Statistics

THE EXHIBIT

Certified Copy



THE FILE OF THIS DOCUMENT HAS A COLORED BACKGROUND, NOT A WHITE BACKGROUND.

STATE HEALTH
USE ONLY

COMMONWEALTH OF KENTUCKY DEPARTMENT OF HEALTH SERVICES BUREAU OF VITAL STATISTICS CERTIFICATE OF DEATH

116

FILE NO.

13592

MULTI
16
TYPE

DECEASED

CAUSE

DISPOSITION

DISPOSITION

CLINICAL

CAUSE OF DEATH

REGISTER

1. DECEASED'S NAME, First, Middle, Last LETTAS Y. BARDEN		2. SEX Male		3. DATE OF BIRTH, Month, Day, Year May 17, 1903	
4. SOCIAL SECURITY NO. 45		5. UNDER 1 YEAR 10 YR		6. DATE OF DEATH, Month, Day, Year May 17, 1999	
7. HAZARD FACTOR Yes		8. PLACE OF DEATH, Street and No. St. Elizabeth South Hospital		9. PLACE OF DEATH, City and State Edgewood Kenton 751	
10. MARRITAL STATUS Married		11. DECEASED'S USUAL OCCUPATION Police Specialist		12. DATE OF DEATH, Month, Day, Year May 17, 1999	
13. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		14. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		15. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
16. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		17. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		18. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
19. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		20. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		21. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
22. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		23. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		24. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
25. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		26. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		27. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
28. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		29. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		30. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
31. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		32. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		33. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
34. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		35. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		36. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
37. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		38. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		39. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
40. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		41. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		42. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
43. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		44. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		45. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
46. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		47. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		48. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
49. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		50. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		51. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
52. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		53. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		54. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
55. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		56. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		57. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
58. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		59. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		60. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
61. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		62. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		63. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
64. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		65. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		66. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
67. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		68. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		69. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
70. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		71. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		72. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
73. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		74. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		75. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
76. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		77. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		78. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
79. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		80. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		81. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
82. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		83. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		84. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
85. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		86. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		87. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
88. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		89. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		90. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
91. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		92. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		93. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
94. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		95. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		96. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
97. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		98. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		99. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	
100. DECEASED'S NAME, First, Middle, Last LILLIE E. BOLLER		101. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID		102. DECEASED'S NAME, First, Middle, Last LEE McHENRY MID	



NOV-01-1999 13:30

STATE OF OHIO

614 722 3670 P.04/0

031876



SEP 27 1999

AN EXACT COPY OF THE ORIGINAL
RECORD WHICH IS REGISTERED AND
PRESERVED IN VITAL STATISTICS
OHIO DEPARTMENT OF HEALTH
WITNESS MY SIGNATURE AND THE
SEAL OF THE DEPARTMENT

3101

OHIO DEPARTMENT OF HEALTH

DIVISION OF VITAL STATISTICS

CERTIFICATE OF DEATH

DECEASED NAME Louis R. STEINBERG		SEX Male	DATE OF DEATH (Mo., Day, Year) January 4, 1986
COLOR, WHITE, BLACK, JAPANESE, OR OTHER, (Specify)	AGE - LAST BIRTHDAY (Years)	UNDER 1 YEAR Mo. Days	UNDER 1 DAY Hours Minutes
White	80		
VILLAGE OR LOCATION OF DEATH Cincinnati		HOSPITAL OR OTHER INSTITUTION (If not at home, give street and name of)	
		St. Frances - St. George Hospital	
CITY OF BIRTH (If not in U.S., name)	CITIZEN OF WHAT COUNTRY	ORIGIN OR DESCENT (Italian, American, German, English, Cuban, Puerto Rican, etc. (Specify))	SOCIAL SECURITY NUMBER
Ohio	U. S. A.	Russian	
INCREASED EVER IN U.S. ARMED FORCES? (If yes, give date of service)		MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (Specify)	WAS EVER MARRIED (If not, give date of marriage)
Yes World War II		Never Married	
OCCUPATION (Give kind of work done during most of working life, even if retired)		KIND OF BUSINESS OR INDUSTRY	
Mail Clerk		U.S. Postal Service	
COUNTY	CITY, VILLAGE OR LOCATION	STREET AND NUMBER	INSIDE (Specify)
Ohio	Hamilton	Cheviot	3805 Dina Terrace
DECEASED NAME (First Middle Last) Benjamin Steinberg		MOTHER-MAIDEN NAME (First Middle Last) Mary Franklin	
DECEASED NAME (Type or Print) Ida Steinberg		MAILING ADDRESS Cincinnati, Ohio 45224	
DEATH WAS CAUSED BY: (ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), AND (c))			
(a) Cardiogenic Shock			
(b) Acute Myocardial Infarction 410X			
(c)			
IMMEDIATE CAUSE (Due to, or as a consequence of)			
OTHER SIGNIFICANT CONDITIONS (Conditions contributing to death but not related to cause listed above)			
DATE OF INJURY (Mo., Day, Year)	HOUR	HOW INJURY OCCURRED (Enter nature of injury as from 1 or from 2, time (2))	
PLACE OF INJURY (Home, farm, street, factory, office, etc. (Specify))	LOCATION		
To be Completed by ATTENDING PHYSICIAN Only		To be Completed by CORONER Only	
21. On the basis of examination and/or medical history, in my opinion death occurred at 11:41 AM and due to the causes listed above.		22. On the basis of examination and/or medical history, in my opinion death occurred at 11:41 AM and due to the causes listed above.	
SIGNED (Mo., Day, Year) 1/4/86		SIGNED (Mo., Day, Year) 255 A M	
HOUR OF DEATH 255		HOUR OF DEATH A M	
PROMOUNCED DEAD (Mo., Day, Year)		PROMOUNCED DEAD (Mo., Day, Year)	
NAME AND ADDRESS OF CERTIFYING PHYSICIAN OR CORONER (Type or Print) 21 E. Hallister St. Cincinnati OH 45201			
DATE JAN 6 '86	NAME OF CEMETERY OR PLACED Cincinnati Cremation Co.	LOCATION Cincinnati	OHIO

NATHANIEL JACKSON v. WARDEN
CASE NO. 4:07-cv-0880
SUPP. APPENDIX - Page 5081

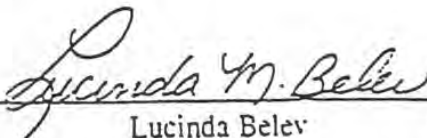
Affidavit of
Lucinda Belev

STATE OF MINNESOTA)
) SS
COUNTY OF HENNEPIN)

Lucinda Belev, being first duly sworn, on oath, deposes and says:

1. I have been employed by the National Jury Project/ Midwest, 322 First Avenue North, Suite 500, Minneapolis, Minnesota 55401 as an Administrative Assistant since July 1996.
2. I am in charge of sending, receiving, and recording all questionnaires sent to Hamilton County Grand Jurors in June 1999.
3. I received questionnaires for the following former Hamilton County Grand Juror Forepersons: Elizabeth Davis, John J. Kennedy, Meyer Schneider, Glenn Laib, Thomas Lindsey, Kenneth Gates, and Debbie Mahaffey.
4. I accurately recorded their answers in the Hamilton County Grand Juror database.

Further affiant saith not.


Lucinda Belev

Sworn to and subscribed to before me this 31st day of January 2000.


Affidavit of
Sophia Breer

STATE OF MINNESOTA)
) SS
COUNTY OF HENNEPIN)

Sophia Breer, being first duly sworn, on oath, deposes and says:

1. I have been employed by the National Jury Project/ Midwest, 322 First Avenue North, Suite 500, Minneapolis, Minnesota 55401 as Recruiting Specialist since January 1992.
2. I interviewed former Grand Jury Foreperson Charles Caffaro.
3. I also interviewed the neighbor of Barry Manor, also a former Hamilton County Grand Jury Foreperson.
4. I accurately recorded their answers on the appropriate questionnaires.

Further affiant saith not.



Sophia Breer

Sworn to and subscribed to before me this 4th day of February 2000.

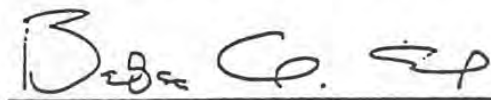
Affidavit of
Barbara Abel

STATE OF MINNESOTA)
) SS
COUNTY OF HENNEPIN)

Barbara Abel, being first duly sworn, on oath, deposes and says:

1. I was employed by the National Jury Project/ Midwest, 322 First Avenue North, Suite 500, Minneapolis, Minnesota 55401 in June 1999 to interview former Hamilton County Grand Jurors as to their gender, date of birth, ethnic background, and race. (See Appendix 1 for survey questionnaire.)
2. I interviewed former Grand Jury Forepersons Raymond Moore and Robert Haney.
3. I also interviewed the wife of Paul Hill, and the daughter of Juanita Crosswhite, also former Hamilton County Grand Jury Forepersons.
4. I accurately recorded their answers on the appropriate questionnaires.

Further affiant saith not.


Barbara Abel

Sworn to and subscribed to before me this 1st day of February 2000.

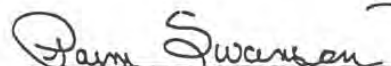
AFFIDAVIT OF PAM SWANSON

STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)

I, Pam Swanson, after being duly sworn according to law, state as follows:

- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson Andrew Hopple is a white male.
- 4) I verified that Foreperson Sidney A. Hannah is white.

Further affiant saith naught.


PAM SWANSON

Sworn to and subscribed in my presence this 23 day of February, 2000


NOTARY PUBLIC

DORIAN L. HALL
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JULY 7, 2011

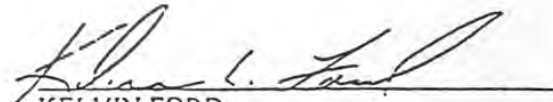
AFFIDAVIT OF FELVIN FORD |

STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)

I, Kelvin Ford, after being duly sworn according to law, state as follows:

- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson Rufus A. Wilson is a black male.
- 4) I verified that Foreperson Myles Beresford is a white male.
- 5) I verified that Foreperson Sharyn K. Kramer is a white female.
- 6) I verified that Foreperson Gordon A. Moore is a white male.

Further affiant saith naught.


KELVIN FORD

Sworn to and subscribed in my presence this 23 day of February, 2000


NOTARY PUBLIC

DORIAN L. HALL
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JULY 7, 2003

AFFIDAVIT OF MARCIA DUKES

STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)

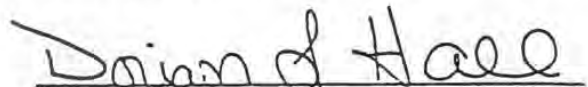
I, Marcia Dukes, after being duly sworn according to law, state as follows:

- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson David C. Turner is a white male.
- 4) I verified that Foreperson Mary Swart is a white female.
- 5) I verified that Foreperson Pamela Olivia is a white female.
- 6) I verified that Foreperson Michael P. Vitale is a white male.

Further affiant saith naught.


MARCIA DUKES

Sworn to and subscribed in my presence this 23 day of February, 2000


NOTARY PUBLIC

DORIAN L. HALL
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JULY 7, 2003

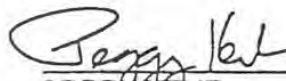
AFFIDAVIT OF PEGGY KENT

STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)

I, Peggy Kent, after being duly sworn according to law, state as follows:

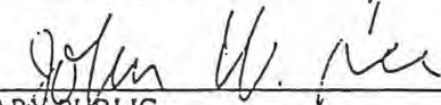
- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson Alvin E. Walbiling is a white male.
- 4) I verified that Foreperson Nancy Hillman is a white female.

Further affiant saith naught.



PEGGY KENT

Sworn to and subscribed in my presence this 22nd day of February, 2000



NOTARY PUBLIC



JOHN W. LEE
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JULY 5, 2003

AFFIDAVIT OF DORIAN HALL

STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)

I, Dorian Hall, after being duly sworn according to law, state as follows:

- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson George Morrison is a white male.
- 4) I verified that Foreperson Robert W. Wynne is a white male.
- 5) I verified that Foreperson Louis Steinberg is a white male.

Further affiant saith naught.

Dorian Hall
DORIAN HALL

Sworn to and subscribed in my presence this 18th day of February, 2000

John W. Lee
NOTARY PUBLIC



JOHN W. LEE
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES NOV. 5, 2003

AFFIDAVIT OF MARK ROOKS

STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)

I, Mark Rooks, after being duly sworn according to law, state as follows:

- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson Winifred Carroll is a white female.
- 4) I verified that Foreperson Inge Stoller is a white female.
- 5) I verified that Foreperson Robert Haney is a white male.
- 6) I verified that Foreperson Kenneth Ruzick is a white male.
- 7) I verified that Foreperson Samuel Ackley is a white male.
- 8) I verified that Foreperson Robert Byles is a white male.
- 9) I verified that Foreperson Frank M. Yunger is a white male.
- 10) I verified that Foreperson Kenneth M. Keefe is a white male.

Further affiant saith naught.


MARK ROOKS

Sworn to and subscribed in my presence this 18 day of February, 2000


NOTARY PUBLIC

AFFIDAVIT OF JOHN LEE

STATE OF OHIO)

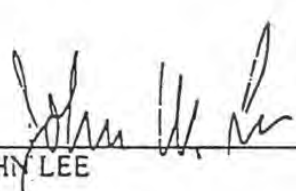
) ss:

COUNTY OF FRANKLIN)

I, John Lee, after being duly sworn according to law, state as follows:

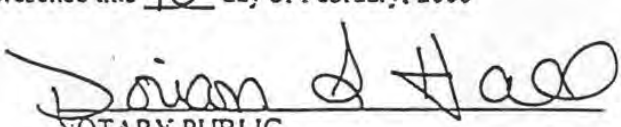
- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson Raymond L. Helferich is a white male.
- 4) I verified that Foreperson John Jaspers is a white male.
- 5) I verified that Foreperson William J. Krueger is a white male.

Further affiant saith naught.



JOHN LEE

Sworn to and subscribed in my presence this 18 day of February, 2000



NOTARY PUBLIC

DORIAN L. HALL
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JULY 7, 2003

AFFIDAVIT OF MATT FRANKLIN

STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)

I, Matt Franklin, after being duly sworn according to law, state as follows:

- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson Juanita Crosswhite is a black female.
- 4) I verified that Foreperson Elizabeth Davis is a black female.
- 5) I verified that Foreperson John F. Matthews is a white male.
- 6) I verified that Foreperson Donald E. Edwards is a white male.
- 7) I verified that Foreperson Robert L. Wenzel is a white male.

Further affiant saith naught.


MATT FRANKLIN

Sworn to and subscribed in my presence this 18 day of February, 2000


NOTARY PUBLIC

DORIAN L. HALL
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JULY 7, 2003

AFFIDAVIT OF KELLY HEIBY

STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)

I, Kelly Heiby, after being duly sworn according to law, state as follows:

- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson Michael J. Ries is a white male.
- 4) I verified that Foreperson Laverne M. Hust is a white female.
- 5) I verified that Foreperson William L. Kathman is a white male.
- 6) I verified that Foreperson Burt Gross is a white male.
- 7) I verified that Foreperson Paul W. Schinkal is a white male.

Further affiant saith naught.



KELLY HEIBY

Sworn to and subscribed in my presence this 18 day of February, 2000



NOTARY PUBLIC

DORIAN L. HALL
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JULY 7, 2003

AFFIDAVIT OF MARTHA PHILLIPS 1

STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)

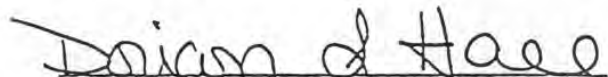
I, Martha Phillips, after being duly sworn according to law, state as follows:

- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson William Stroup is a white male.
- 4) I verified that Foreperson Larry Browning is a white male.

Further affiant saith naught.


MARTHA PHILLIPS

Sworn to and subscribed in my presence this 18 day of February, 2000


NOTARY PUBLIC

DORIAN L. HALL
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JULY 7, 2003

AFFIDAVIT OF FELICIA CRAWFORD

STATE OF OHIO)
) ss:
COUNTY OF FRANKLIN)

I, Felicia Crawford, after being duly sworn according to law, state as follows:

- 1) I am an investigator employed by the Ohio Public Defender ("OPD").
- 2) In the course of my employment, OPD requested that I verify the race of individuals who had served as grand jury forepeople in Hamilton County, Ohio.
- 3) I verified that Foreperson Ruth Leising is a white female.
- 4) I verified that Foreperson Jeff E. Roan is a white male.
- 5) I verified that Foreperson Roxanne E. Ross is a white female.
- 6) I verified that Foreperson Kenneth A. Gates is a white male.
- 7) I verified that Foreperson Ronald R. Hank is a white male.
- 8) I verified that Foreperson Thomas Griswold is a white male.
- 9) I verified that Foreperson Todd Minges is a white male.
- 10) I verified that Foreperson Harry M. Taylor is a white male.
- 11) I verified that Foreperson Maxwell C. Dieffenbach is a white male.
- 12) I verified that Foreperson James Edward Buchanan is a white male.
- 13) I verified that Foreperson Stephen M. Wright is a white male.
- 14) I verified that Foreperson Sandra L. Keiser is a white female.
- 15) I verified that Foreperson Thomas Balish is a white male.
- 16) I verified that Foreperson Bernice Childs is a black male.
- 17) I verified that Foreperson Mary Ellen Tressler is a white female.

Further affiant saith naught.


FELICIA CRAWFORD

Sworn to and subscribed in my presence this 18 day of February, 2000


NOTARY PUBLIC

DORIAN L. HALL
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES JULY 7, 2003

1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF OHIO
3 WESTERN DIVISION
4



5 SHAWN HAWKINS, :
6 Petitioner, : CASE NOS. C-1-97-479
7 vs. : 97-CV-296
8 RALPH COYLE, WARDEN, : Judge Dlott
9 Respondent. :
10

11 Deposition of JUDGE MELBA MARSH, a witness
12 herein, taken by the petitioner as upon
13 cross-examination pursuant to the Federal Rules of
14 Civil Procedure and pursuant to Subpoena as to the
15 time and place, and stipulations hereinafter set
16 forth, at the offices of Drew & Ward,
17 2400 Fourth & Vine Tower, One West Fourth Street,
18 Cincinnati, Ohio, at 1:03 p.m. on Thursday,
19 September 24, 1998, before Lisa L. Weisenberger, a
20 notary public within and for the State of Ohio.
21
22

23 Cin-Tel Corporation
813 Broadway
Cincinnati, Ohio 45202

1 would you have been one of the trial counsel on
2 the case?

3 A I started the case and -- but that is
4 true. I left the case, and it was finished by
5 Karla Grady and Jerry Krumpelbeck.

6 Q By the way, how are grand juries
7 selected in Hamilton County?

8 A Grand juries are selected by the same
9 means regular jurors are selected. What happens
10 is that on every third Monday, a special panel is
11 separated from the regular number of jurors.
12 However, the foreperson on the grand jury is
13 selected by a judge. And then the foreperson and
14 the jurors meet in the prosecutor's office in a
15 separate part of the prosecutor's office. They
16 hear cases as the case is presented, and then they
17 make a determination as to whether a true bill or
18 not true bill.

19 Q So the jurors are selected from the
20 same pool as common pool?

21 A Oh, yes.

22 Q All right. And then the foreperson
23 is selected by --

24 A Judge.

1 Q Is it any particular judge?

2 A Whoever is the presiding criminal
3 judge of that particular month.

4 Q And does the foreperson come out of
5 the pool, or is it a special --

6 A No, that is selection. The judge
7 gives a name to the prosecutor's office, and the
8 prosecutor's office accepts that. There is some
9 restrictions. You can't serve more than once in a
10 two-year term. But I don't know of any other
11 restrictions.

12 Q Okay. So just hypothetically if --
13 well, I believe Judge Nadel is the presiding judge
14 this year.

15 A But Judge Martin is the criminal
16 judge this month.

17 Q Oh, okay. So it is the presiding
18 criminal judge who selects the foreperson of the
19 grand jury?

20 A Correct.

21 Q I happen to know Judge Nadel. That
22 is why I was going to use him as an example. But
23 Judge Martin could call me up -- I mean, I am a

1 could call me up and say, "Tony, we would like you
2 to be the foreperson of the grand jury"?

3 A And if you accept and there is no
4 other restrictions barring your way, then you are
5 the foreperson.

6 Q Do you know what the other
7 restrictions are?

8 A The only one I can think of right now
9 is that you can't serve more than once in every
10 24 months. But I can't remember what the other
11 restrictions are. I would gather that you would
12 have to be a voter. I would gather. And I would
13 gather that there might be other restrictions. I
14 just don't know what they are.

15 Q Okay. Are these rules written down
16 anywhere?

17 A I would think they would be.

18 Q Have people served as forepersons to
19 the grand jury more than once? If you've got the
20 rule not more than once every two years.

21 A That I don't know. You will have to
22 contact the jury commissioner. He would be able
23 to give you some idea about that.

24 Q Does the jury commissioner have

1 the --

2 A I don't know.

3 Q -- the rules?

4 A I don't know.

5 Q Okay. Did you have any contact with
6 a person named Keith Myre in regard to this case?

7 A It doesn't ring a bell.

8 Q Okay.

9 A I don't recall the name.

10 Q If I told you that Keith Myre at one
11 point was proposed as a witness who had heard a
12 jailhouse confession from Shawn Hawkins, does
13 that --

14 A Remember, at this particular point in
15 time, I was not the trial counsel. Once we got
16 the case past the grand jury, my involvement began
17 to wane. So that would probably be an issue that
18 one of the other counsels who actually tried the
19 case had to deal with.

20 Q Okay.

21 A I don't believe that I dealt with
22 this issue. I'm not saying I didn't. I just
23 don't recall ever dealing with it.

24 Q It is my information that this case

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

JAMES ETHAN MILLS,

Petitioner,

-vs-

CARL S. ANDERSON, Warden,

Respondent.

Case No. C-1-96-423

JUDGE SUSAN J. DLOTT

EXHIBIT ____

AFFIDAVIT OF KIMBERLEE GRAY

IN THE STATE OF OHIO,

COUNTY OF HAMILTON, SS:

I, Kimberlee Gray, after being duly sworn according to law states as follows:

- 1) I am a criminal investigator licensed in the State of Ohio.
- 2) I have a Bachelor of Arts degree from University of Cincinnati.
- 3) From 1990 to 1994, I worked as a criminal investigator for the Office of the Ohio Public Defender.

4) As part of my employment and licensing, I received one hundred twenty hours of training at the Ohio Peace Officer Training Academy in London, Ohio.

5) Since March, 1994, I have operated my own business, Gray Investigations. I perform investigative services for private attorneys who provide representation in criminal and civil (personal injury) cases. I also perform some investigative services for the Hamilton County Legal Aid Society and the Hamilton County Public Defender.

Jan-05-98 04:43P Kimb Tee Gray

DI 151-2400

P.03

6) In 1994, I was approached by Randall L. Porter, Assistant State Public Defender, to provide investigative services with respect to Derrick Jamison's case.

7) Mr. Porter provided me with the names and 1983 addresses of twenty-one individuals who he identified as forepersons for Hamilton County grand juries which returned capital indictments. Mr. Porter requested that I update the addresses of these twenty-one individuals and verify their race.

8) After updating the addresses, I then personally ascertained the race of the forepersons by going to each individual's address:

<u>DEFENDANT</u>	<u>FOREPERSON</u>	<u>RACE</u>
1. Alton Coleman	James R. Kuntz [REDACTED] Cincinnati, Ohio 45242	White
2. Dewaine Poindexter	Margaret R. Seta [REDACTED] Cincinnati, Ohio 45238	White
3. Derrick Jamison	Kenneth R. Kirwan [REDACTED] Cincinnati, Ohio 45231	White
4. James Mills	Donald Day [REDACTED] Cincinnati, Ohio 45204	White
5. Derrick Cook	Glenn Laib [REDACTED] Cincinnati, Ohio 45238	White
6. David Steffen	Phyllis H. Layton [REDACTED] Cincinnati, Ohio 45230	White
7. Billy Joe Sowell	Lawrence R. Verne [REDACTED] Cincinnati, Ohio 45242	White

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8. Michael Beuke	William M. Welsh [REDACTED] Cincinnati, Ohio 45215	White
9. Lincoln Carter	Robert Minges [REDACTED] Cincinnati, Ohio 45247	White
10. Daniel Bedford	John J. Kennedy [REDACTED] Cincinnati, Ohio 45230	White
11. Alton Coleman	E.W. Boggs [REDACTED] Jacksonville, Fl. 32258	White
12. John Mize	Richard J. Plagge [REDACTED] Cincinnati, Ohio 45238	White
13. Dwight Denson	Andrew Hoppie [REDACTED] Cincinnati, Ohio 45204	Unable to locate
14. Jerome Henderson	Dale D. Streid [REDACTED] Cincinnati, Ohio 45243	White
15. John Hicks	Fred A. Fischer, DDS [REDACTED] Cincinnati, Ohio 45215	White
16. Tony Powell	Robert Ott [REDACTED] Cincinnati, Ohio 45236	White
17. Martin Rojas	Dr. Meyer Schneider [REDACTED] Cincinnati, Ohio 45224	White
18. Ronald Combs	Pamela Olivia [REDACTED] Cincinnati, Ohio 45220	Unable to locate
19. Elizabeth Green	Jerry Korte [REDACTED]	White

Cincinnati, Ohio 45241

20. Jerome Campbell

George Rebeck

White

Cincinnati, Ohio 45236

21. Shawn Hawkins

Paul Hill

White

Cincinnati, Ohio 45239

Further affiant sayeth naught.


KIMBERLEE GRAY

Sworn and subscribed before me, a Notary Public, on this 5th day of January, 1999


NOTARY PUBLIC



#60302/22

RAVERT J CLARK ESO
430 READING RD SUITE 250
CINCINNATI OH 45202
4070236534

JUN-15-2003 14:33

STATE OF OHIO

614 728 3670 P. 16/31

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO

RODERICK DAVTE,

Petitioner,

VS.

BETTY MITCHELL, WARDEN,

Respondent.

Case No. 1:99CV2400

Judge: James G. Carr

EXHIBIT

AFFIDAVIT OF DIANE WILEY

STATE OF MINNESOTA)
) SS
COUNTY OF HENNEPIN)

Diane Wiley, being first duly sworn, on oath, deposes and says:

1. I am president of the National Jury Project Midwest. My qualifications are attached as *Appendix I*.
2. I was retained by the Ohio Public Defender Office in Columbus, Ohio, to evaluate whether or not the special jury venire [February 3, 1992 Venire - Capital Offense] drawn in the case of *State of Ohio v. Roderick Davie* [Case No. 91-CR-288] in Trumbull County, Ohio was representative of the population of African Americans in Trumbull County during that time period.

If the percentage of African American jurors was less than the percentage of African American residents in the county, I was asked to determine whether this discrepancy could occur by chance with a truly random sample or whether it indicates a statistically significant deviation.

3. In order to determine whether the percentage of African Americans was representative of the African American population in Trumbull County, compared the percentages of African American with census data from T



County. Given that there was an African American population of approximately 6% and there were no African Americans in the venire, I then determined the probability that this discrepancy could occur by chance with a truly random sample, which determines whether it indicates a statistically significant deviation.

4. I have concluded that Trumbull County African American residents were seriously underrepresented in Roderick Davie's venire, and that this underrepresentation is extremely unlikely to have occurred by chance.
5. There were no African American venirepersons. There should have been 7 or 8¹.

My analysis is based on United States Census Data² as compared to 130 total venirepersons as reported to have been present in the voir dire transcript from Mr. Davie's case. It was also reported in that transcript that there were no African Americans among the venirepersons.

I used the census figure of 5.987% African Americans between the ages of 18 and 74 for 1990 for Trumbull County.³

6. While not every jury venire can be expected to be exactly representative of each cognizable class in a jurisdiction, random selection should result in roughly proportional representation.

In a fair, cross-sectional system, the probability of any eligible person being included in a jury pool would be the same for every eligible person, regardless of race. The Petit Jurors, if randomly selected from a representative jury pool, should also reflect the composition of the pool.

¹ One would expect 7.8 African Americans out of a total of 130 jurors.

² Racial and gender percentages of Trumbull County for 1990 are attached as *Appendix II, Census Data: Trumbull County, Ohio, 1990*. The percentages that were used were of persons age 18 to 74.

³ There were 158,054 persons between the ages of 18 and 74 in the 1990 Trumbull County census. 9,462 of those persons were African Americans between the ages of 18 and 74.

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7. I have used three methods, which I understand have been discussed by the United States Supreme Court and the Ohio Supreme Court in various cases to calculate whether or not African Americans were underrepresented in Mr. Davie's special venire..

A. The Comparative Disparity Standard

B. Absolute Disparity

C. Statistical Significance

- A. The Comparative Disparity standard measures representativeness by the proportion by which the probability of serving is reduced for people in a particular cognizable class.

This percentage is determined by the following calculation:

$$\frac{P - Q}{P} = \text{Comparative Disparity}$$

P = Proportion of the population in the specified category

Q = Proportion of the panel in the specified category

- B. Absolute Disparity is another measure of the extent to which a cognizable class is underrepresented. The absolute disparity standard measures representativeness by the difference between the proportion of the population and the proportion of the pool in the underrepresented category.

This number is determined by the following calculation:

$$P - Q = \text{Absolute Disparity}$$

P = Proportion of the population in the specified category

Q = Proportion of the panel in the specified category

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- C. Statistical Significance is another measure of the extent to which a cognizable class is under represented. The Statistical Significance test measures representativeness by calculating the probability of the disparity occurring by chance as the result of a random selection. If that probability is very low, the conclusion is drawn that the disparity is unlikely to be due to chance, but results from bias or discrimination.

The statistical significance test discussed in *Castaneda v. Partida*, 430 U.S. at 496 n. 17, provides that a difference of "two to three standard deviations" distinguishes an allowable from an unconstitutional disparity. This test is determined by the following calculation:

$$\text{One Standard Deviation} = \sqrt{\text{Sample Size} \times \text{Proportion In Class} \times \text{Proportion Not In Class}}$$

$$\text{Absolute Disparity} = \text{Proportion of the Population in the Class} - \text{Proportion of the Venirepersons in the Class}$$

$$\text{Disparity} = \text{Sample Size} \times \text{Absolute Disparity}$$

$$\text{Number of Standard Deviations} = \text{Disparity} \div \text{One Standard Deviation}$$

8. The following Chart 1 lays out the Comparative Disparity, Absolute Disparity and the number of Standard Deviations for the proportion of African American jury venirepersons in Mr. Davie's venire.

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CHART 1**Representativeness of African Americans****As Venirepersons***In State of Ohio v. Roderick Davie***Trumbull County 3 February 1992**

	There were 0 African American Venirepersons out of 130 Venirepersons
Comparative Disparity	100% UNDER REPRESENTED
Absolute Disparity EXPECT 5.987 JURORS OUT OF 100	5.987%
Standard Deviation TO BE SIGNIFICANT, MUST BE "2 TO 3"	2.877 SIGNIFICANT

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9. The number of African American citizens called to serve as jury venirepersons for *State of Ohio v. Roderick Davie*, on February 3, 1992 in Trumbull County Common Pleas Court under represented the percentage of African Americans in Trumbull County by 100%.

This underrepresentation represents a statistically significant deviation from the number of African American persons who would be expected utilizing a truly random sampling method from a truly random pool representative of the county.

10. Thus, I would recommend that other special venires drawn for death penalty cases in Trumbull County be analyzed to determine if there was also underrepresentation of African Americans in those venires.

It is disturbing to find a venire of this size without even one African American juror being included in a jurisdiction with 6% African Americans. This simply should not occur unless there was some kind of systematic discrimination.

11. The jury selection procedures that resulted in all African Americans being excluded from Roderick Davie's petit jury venire could also have resulted in the underrepresentation of African Americans in the grand jury venire.

It is my understanding that the same procedures are used to select venirepersons to serve on both petit and grand jury venires in the State of Ohio. Thus, it is extremely likely that the venire from which Mr. Davie's grand jurors were chosen also under represented African Americans in Trumbull County.

In order to determine whether or not African Americans were under represented in the grand jury venires during the period that Mr. Davie was indicted, it would be necessary to evaluate the composition of a number of grand jury venires from around that same time period.

12. The process used for selecting grand jury forepersons in Ohio can easily result in the underrepresentation of African Americans because it is not a random process.

It is my understanding that in Ohio, the presiding Common Pleas Court Judge often chose grand jury forepersons during the time period that Mr. Davie was indicted. In addition, the foreperson did not have to be chosen from the grand jury venire, but simply had to be a registered voter of the county.

I recently conducted a study of the grand jury forepersons chosen by judges in Hamilton County Ohio from 1982 through 1998. In Hamilton County, the presiding judges were personally selecting grand jury forepersons from outside of the grand jury venire.

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The purpose of the study was to evaluate whether or not the forepersons of the Hamilton County Grand Juries which returned death penalty indictments from 1982 to 1998 were representative of the population of African Americans in Hamilton County during that time period. I also looked at the percentage of women forepersons.

I found that African Americans were under represented by seventy-five percent and women were under represented by fifty percent. I also found there to be a number of persons who were chosen to be grand jury foreperson more than once. Given the large population of Hamilton County, the number of repeats would be unusual if a random process were used, and these were all white, primarily male forepersons.

Because there is only one foreperson on each grand jury, it is necessary to survey a large number of grand juries to determine if there is a statistically significant underrepresentation of any cognitive group.

Further affiant saith not.

Diane Wiley
Diane Wiley

Sworn to and subscribed to before me this 14th day of June, 2000.

Lucinda M. Belev
Notary Public



Affidavit of Diane Wiley - 14 June 2000

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STATE OF OHIO

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Appendix I

Qualifications of Diane Wiley

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STATE OF OHIO

614 728 3678 P.24/31

Diane Wiley
Trial Consultant

Diane Wiley is the president of the National Jury Project Midwest, located at 322 First Avenue North, Suite 500, Minneapolis, Minnesota 55401. The National Jury Project is a non-profit corporation specializing in the study of the American jury system. The National Jury Project is incorporated in the State of Minnesota and has regional offices in New York, New York; Oakland, California; and Minneapolis, Minnesota. Primary areas of research include voir dire procedures, the trial communication process, jury composition, venue evaluation, and other issues related to minimizing the effects of juror bias on the trial process.

National Jury Project researchers have conducted and analyzed interviews with jurors and persons included in jury pools in both state and federal jurisdictions all over the United States.

Ms. Wiley is a founding member of the National Jury Project, and has been employed as a trial consultant since its inception in 1975. She began her research of the jury system as an independent researcher in 1973. Ms. Wiley's prior research experience was in the area of attitudes towards criminal justice, evaluation of programs for juvenile and adult offenders, and community attitudes towards housing developments for the Minnesota Center for Sociological Research, The Governor's Task Force for Victims of Sexual Assault, and The Law Enforcement Assistance Agency (LEAA) Juvenile Justice Project, among others.

Ms. Wiley has supervised, administered and/or consulted on venue evaluation studies in the following cases:

<i>State of North Carolina v. Little</i>	Beaufort County, 1975
<i>State of Wisconsin v. Sturdevant</i>	Dodge County, 1975
<i>State of Pennsylvania v. Arms</i>	Berks County, 1975
<i>State of Minnesota v. Davis</i>	Beltrami County, 1976
CR #763	
<i>United States v. Butler and Robideau</i>	District of South Dakota, Western
CR #75-5106-2,3	Division, 1976
<i>State of Oklahoma v. McCoy</i>	Pittsburgh County, 1976
#F-74-254	

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<i>State of Nebraska v. Yellowbird</i> #C-1470-71	Sheridan County, 1976
<i>State of South Dakota v. Martin</i> #77-75	Pennington County, 1977
<i>State of Michigan v. Smith</i> #416	Kalkaska County, 1978
<i>State of Minnesota v. Caldwell</i> #49633	St. Louis County, 1979
<i>State of South Dakota v. Bettelyoun</i> #78-58	Jackson County, 1979
<i>Schwans v. BASF-AG, et al</i> #16843	Lyon County, Minnesota, 1979
<i>State of Minnesota v. Johnson</i> #2064	Faribault County, 1979
<i>State of Illinois v. Perez, Santiago, et al</i> #79-CF326	Livingston County, 1979
<i>State of Ohio v. Kilroy</i> CR9-33B	Putnam County, 1980
<i>State of Minnesota v. Blanchard</i> #2959	Becker County, 1980
<i>State of Wisconsin v. Grancorwitz</i> 80-CR-395	Vernon County, 1980
<i>Kobes v. St. Joseph's Hospital, et al</i> #39513	Crow Wing County, Minnesota, 1980
<i>State of Minnesota v. Marhoun</i>	Chisago County, 1980
<i>State of Wisconsin v. Scherer</i> #80-CR-3174	Burnett County, 1981
<i>Gauthier v. Strouth, et al</i>	St. Louis County, Minnesota, 1981
<i>Wayne Bohlke v. Estate of John Ayers</i> <i>and City of Le Sueur</i>	Blue Earth County, Minnesota, 1981
<i>State of Minnesota v. Sprague</i> #4458	Washington County, 1981
<i>State of South Dakota v. Wellner</i> <i>& Wellner</i> #13533,34	Hand County, 1981
<i>State of Illinois v. Brisbane, et al</i> #80-CF-45	Will County, 1981
<i>State of Minnesota v. Koehler</i>	St. Louis County, 1982
<i>Martell Mutual Town Insurance Company</i> <i>v. John J. Hines, et al</i> #80-CV-348	St. Croix County, Minnesota, 1982

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State of Nebraska v. Buckman and Janis
State of Minnesota v. Swanson
State of South Dakota v.

Collins Catch the Bear

#82-207

State of Minnesota v. Tisland

#K1-83-813

State of Minnesota v. Foss

United States v. Elder

B-84-276-SI

United States v. Elder and Merkt

#B-84-746-SI

State of Minnesota v. Thom

#10128

Nygaard v. Mayo Clinic

#44587

United States v. Merkt

B-85-SI

State of Ohio v. Warner, et al

B854622

State of Minnesota v. Curt Gruhl

#4656

State of Minnesota v. Richards

State of Minnesota v. Israelson

#K-88-1162

State of Minnesota v. Manning

#K6-89-129

State of Minnesota v. Doty

#T4-91-508

Chladek v. Independent School

District 205, et al

Adkins v. Tolfree Memorial Hospital, et al

#90 1342 NH

State of Nebraska v. Frances Thompson

#11818

State of Minnesota v. Calvin Jones

No. K0-95-217

State of Minnesota v. Darrell Johnson

No. K2-95-218

State of Minnesota v. Adrian Riley

No. K8-95-827

Sheridan County, 1983

Sherburne County, 1983

Pennington County, 1983

Beltrami County, 1984

Kandiyohi County, 1984

Southern District of

Texas, Corpus Christi Division, 1984

Southern District of

Texas, Brownsville Division, 1985

Kanabec County, 1985

Olmsted County, Minnesota, 1985

Southern District of

Texas, Corpus Christi Division, 1986

Hamilton County, 1986

Goodhue County, 1986

Hennepin County, 1987

Rice County, 1988

Itasca County, 1989

Dodge County, 1991

Dodge County, Minnesota, 1991

Ogemaw County, Michigan, 1992

Knox County, 1992

Chisago County, 1995

Chisago County, 1996

Carver County, 1996

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<i>State of Minnesota v.</i> <i>Olumuyiwa Shakirudee Akinosi</i> No. K6-96-1614	Dakota County, 1996
<i>State of Tennessee v.</i> <i>Charles Edward Hartman</i> No. 20101	Davidson County, 1997
<i>State of Minnesota v.</i> <i>Joseph Ture</i> No. K6- 96- 6329	Washington County, 1997
<i>Martinez v.</i> <i>Lincoln County Medical Center, et al</i>	Lincoln County, North Carolina 1998
<i>State of Iowa v.</i> <i>Randy Zaabal</i> No. FECR-311701	Brown County, 1999

The National Jury Project Midwest has been court appointed for the purposes of venue evaluation in *State of Minnesota v. Davis*; *State of South Dakota v. Martin*; *State of Illinois v. Brisbane*; *State of Minnesota v. Calvin Jones*; and *State of Tennessee v. Charles Edward Hartman*.

Ms. Wiley has consulted with attorneys in both state and federal jurisdictions in California, Colorado, District of Columbia, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Jersey, New York, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Washington and Wisconsin, in regards to voir dire procedures designed to reduce the effects of prejudice in both criminal and civil cases.

She has testified or submitted affidavits in 33 venue hearings for change of venue, including two appeal hearings. She testified in the hearing for a new trial based on incompetence of counsel relating to inadequate voir dire in *Michigan v. LeBlanc*.

Ms. Wiley has supervised research and/or submitted affidavits in a number of cases involving evaluation of the composition of jury venires.

Ms. Wiley has provided in-court jury selection consultation and/or has prepared voir dire questions in hundreds of criminal and civil cases since 1973.

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STATE OF OHIO

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Ms. Wiley is a co-author of the manual, Jurywork: Systematic Techniques, published by the National Jury Project in 1978, and also of the second edition of this manual, published by West Group. She is a contributing editor and co-author of the book, Women's Self Defense Cases: Theory and Practice, published by the Michie Company. Ms. Wiley is a contributing author of the book, Handbook of Jury Research, published by ALI-ABA Philadelphia in 1998 and Minnesota Criminal Jury Trial Handbook, published by Butterworths. She has written other materials and articles for legal publications and seminar materials.

Ms. Wiley regularly lectures at seminars and conferences on voir dire, case presentation issues and jury selection for organizations such as State and Federal Public Defender Associations, Bar Associations, Trial Lawyers Associations, Legal Services, the National Women and Law Conference, the National Association of Teacher Attorneys, and for Continuing Legal Education Programs sponsored by law schools and other organizations.

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STATE OF OHIO

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990 Census Of Population And Housing Summary Tape File 3C

040 Ohio

050 Trumbull County

ACE BY SEX BY AGE

Universe: Black males

Under 1 year.....	175
1 and 2 years.....	287
3 and 4 years.....	320
5 years.....	155
6 years.....	160
7 to 9 years.....	397
10 and 11 years.....	268
12 and 13 years.....	235
14 years.....	180
15 years.....	125
16 years.....	160
17 years.....	182
18 years.....	138
19 years.....	64
20 years.....	94
21 years.....	90
22 to 24 years.....	208
25 to 29 years.....	386
30 to 34 years.....	608
35 to 39 years.....	496
40 to 44 years.....	346
45 to 49 years.....	322
50 to 54 years.....	335
55 to 59 years.....	290
60 and 61 years.....	138
62 to 64 years.....	148
65 to 69 years.....	206
70 to 74 years.....	181
75 to 79 years.....	85
80 to 84 years.....	133
85 years and over.....	24

TOTAL P.31

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STATE OF OHIO

614 728 3578 P.02/32

90 Census Of Population And Housing Summary Tape File 3C

040 Ohio

050 Trumbull County

ACE BY SEX BY AGE

iverse: Black females

nder 1 year.....	60
and 2 years.....	308
and 4 years.....	326
years.....	162
years.....	120
to 9 years.....	426
0 and 11 years.....	228
2 and 13 years.....	291
4 years.....	114
5 years.....	127
6 years.....	111
7 years.....	229
8 years.....	184
9 years.....	99
10 years.....	110
11 years.....	115
12 to 24 years.....	336
15 to 29 years.....	519
10 to 34 years.....	629
15 to 39 years.....	619
10 to 44 years.....	554
15 to 49 years.....	460
50 to 54 years.....	399
55 to 59 years.....	366
60 and 61 years.....	147
62 to 64 years.....	236
65 to 69 years.....	331
70 to 74 years.....	248
75 to 79 years.....	154
80 to 84 years.....	98
85 years and over.....	77

01-CR-794
DIRECT PRESENTMENT

INDICTMENT
Crim R. 6, 7

AGGRAVATED MURDER (F)
WITH SPECIFICATIONS OF
AGGRAVATING
CIRCUMSTANCES
(2903.01(A), 2941.14(C), and
2929.04(A)(7))

THE STATE OF OHIO)

TRUMBULL COUNTY, ss.)

COURT OF COMMON PLEAS

Of the Term September, in the year two thousand one,

THE JURORS OF THE GRAND JURY of the State of Ohio, within and for the body of the County aforesaid, on their oaths, in the name and by the authority of the State of Ohio, do find and present that on or about the 11th day of December, 2001, at Trumbull County, Ohio, NATHANIEL E. JACKSON, did purpose, and with prior calculation and design, cause the death of Robert S. Fingerhut, age 56,

SPECIFICATION #1 TO COUNT ONE: Aggravating Circumstance of Aggravated Burglary (2929.04(A)(7))

THE GRAND JURORS further find and specify pursuant to Ohio Revised Code section 2929.04(A)(7) that the offense was committed while NATHANIEL E. JACKSON was committing, attempting to commit, or fleeing immediately after committing or attempting to commit Aggravated Burglary, and NATHANIEL E. JACKSON was the principal offender in the commission of the Aggravated Murder.

You are hereby notified that you are under indictment for a felony of violence and pursuant to Section 2923.13 of the Ohio Revised Code you are prohibited from acquiring, having, carrying, or using any firearm or dangerous ordnance while under indictment.

Case No. 01-CR-794 - DIRECT PRESENTMENT
Defendant JACKSON, Nathaniel E.



SPECIFICATION #2 TO COUNT ONE: Aggravating Circumstance of Aggravated Robbery (2929.04(A)(7)

THE GRAND JURORS further find and specify pursuant to Ohio Revised Code section 2929.04(A)(7) that the offense was committed while NATHANIEL E. JACKSON was committing, attempting to commit, or fleeing immediately after committing or attempting to commit Aggravated Robbery, and NATHANIEL E. JACKSON was the principal offender in the commission of the Aggravated Murder.

in violation of the Ohio Revised Code, Title 29, Section 2903.01(A), 2941.14(C), and 2929.04(A)(7), *and against the peace and dignity of the State of Ohio.*

Case No. 01-CR-794 - DIRECT PRESENTMENT
Defendant JACKSON, Nathaniel E.

Page 2 of 6

COUNT 2: AGGRAVATED MURDER (F) WITH SPECIFICATIONS OF AGGRAVATING CIRCUMSTANCES (2903.01(B), 2941.14(C), and 2929.04(A)(7)

THE JURORS OF THE GRAND JURY of the State of Ohio, within and for the body of the County aforesaid, on their oaths, in the name and by the authority of the State of Ohio, do find and present that on or about the 11th day of December, 2001, at Trumbull County, Ohio, NATHANIEL E. JACKSON, did purposely cause the death of Robert S. Fingerhut, age 56, while committing or attempting to commit, or while fleeing immediately after committing or attempting to commit, Aggravated Burglary and/or Aggravated Robbery,

SPECIFICATION #1 TO COUNT TWO: Aggravating Circumstance of Aggravated Burglary (2929.04(A)(7)

THE GRAND JURORS further find and specify pursuant to Ohio Revised Code section 2929.04(A)(7) that the offense was committed while NATHANIEL E. JACKSON was committing, attempting to commit, or fleeing immediately after committing or attempting to commit Aggravated Burglary, and NATHANIEL E. JACKSON was the principal offender in the commission of the Aggravated Murder.

SPECIFICATION #2 TO COUNT TWO: Aggravating Circumstance of Aggravated Robbery (2929.04(A)(7)

THE GRAND JURORS further find and specify pursuant to Ohio Revised Code section 2929.04(A)(7) that the offense was committed while NATHANIEL E. JACKSON was committing, attempting to commit, or fleeing immediately after committing or attempting to commit Aggravated Robbery, and NATHANIEL E. JACKSON was the principal offender in the commission of the Aggravated Murder.

in violation of Section 2903.01(B), 2941.14(C), and 2929.04(A)(7) of the Ohio Revised Code, *and against the peace and dignity of the State of Ohio.*

Case No. 01-CR-794 - DIRECT PRESENTMENT
Defendant JACKSON, Nathaniel E.

You are hereby notified that you are under indictment for a felony of violence and pursuant to Section 2923.13 of the Ohio Revised Code you are prohibited from acquiring, having, carrying, or using any firearm or dangerous ordnance while under indictment.

Page 3 of 6

COUNT 3: AGGRAVATED BURGLARY (F1) WITH FIREARM SPECIFICATION

THE JURORS OF THE GRAND JURY of the State of Ohio, within and for the body of the County aforesaid, on their oaths, in the name and by the authority of the State of Ohio, do find and present that on or about the 11th day of December, 2001, at Trumbull County, Ohio, NATHANIEL E. JACKSON, by force, stealth, or deception, did trespass in an occupied structure or in a separately secured or separately occupied portion of an occupied structure, to-wit: 254 Fonderlac, Howland Township, Ohio, when Robert S. Fingerhut, age 56, was present, with purpose to commit in the structure or in the separately secured or separately occupied portion of the structure any criminal offense, and NATHANIEL E. JACKSON did inflict, or attempted or threatened to inflict physical harm on Robert S. Fingerhut, and NATHANIEL E. JACKSON did have a deadly weapon or dangerous ordnance on or about his person or under his control,

SPECIFICATION #1 TO COUNT THREE: Firearm Specification (2941.145)

THE GRAND JURORS further find and specify pursuant to Ohio Revised Code 2941.145 that the said NATHANIEL E. JACKSON did at the time of his commission of the crime of Aggravated Burglary have a firearm on or about his person or under his control, and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense, said firearm being defined in Section 2923.11 of the Revised Code,
in violation of Section 2911.11(A)(1)(2) and 2941.145 of the Ohio Revised Code, *and against the peace and dignity of the State of Ohio.*

You are hereby notified that you are under indictment for a felony of violence and pursuant to Section 2923.13 of the Ohio Revised Code you are prohibited from acquiring, having, carrying, or using any firearm or dangerous ordnance while under indictment.

Case No. 01-CR-794 - DIRECT PRESENTMENT
Defendant JACKSON, Nathaniel E.

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COUNT 4: AGGRAVATED ROBBERY (F1) WITH FIREARM SPECIFICATION

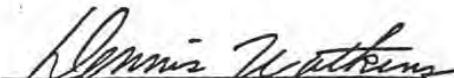
THE JURORS OF THE GRAND JURY of the State of Ohio, within and for the body of the County aforesaid, on their oaths, in the name and by the authority of the State of Ohio, do find and present that on or about the 11th day of December, 2001, at Trumbull County, Ohio, NATHANIEL E. JACKSON, in attempting or committing a theft offense, as defined in section 2913.01 of the Revised Code, or in fleeing immediately after the attempt or offense, did have a deadly weapon on or about his person or under his control, and either displayed the weapon, brandished it, indicated that he possessed it, or used it, and NATHANIEL E. JACKSON did inflict, or attempt to inflict, serious physical harm on Robert S. Fingerhut, age 56,

SPECIFICATION #1 TO COUNT FOUR: Firearm Specification (2941.145)

THE GRAND JURORS further find and specify pursuant to Ohio Revised Code 2941.145 that the said NATHANIEL E. JACKSON did at the time of his commission of the crime of Aggravated Robbery have a firearm on or about his person or under his control, and displayed the firearm, brandished the firearm, indicated that he possessed the firearm, or used it to facilitate the offense, said firearm being defined in Section 2923.11 of the Revised Code,

in violation of Section 2911.01(A)(1)(3) and 2941.145 of the Ohio Revised Code, *and against the peace and dignity of the State of Ohio.*

You are hereby notified that you are under indictment for a felony of violence and pursuant to Section 2923.13 of the Ohio Revised Code you are prohibited from acquiring, having, carrying, or using any firearm or dangerous ordnance while under indictment.


Dennis Watkins, Prosecuting Attorney


Charles L. Morrow, Asst. Pros. Attorney

Case No. 01-CR-794 - DIRECT PRESENTMENT
Defendant JACKSON, Nathaniel E.

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01-CR-794
DIRECT PRESENTMENT
September Eighth Term, 2001
COMMON PLEAS COURT
TRUMBULL COUNTY, OHIO

THE STATE OF OHIO

vs.

NATHANIEL E. JACKSON
c/o Trumbull County Jail
Warren, OH 44481

SSN: [REDACTED]; DOB: [REDACTED]

Indictment for: CT 1: AGG MURDER (F) W/SPECS
OF AGG CIRCUMSTANCES (2903.01(A),
2941.14(C), and 2929.04(A)(7);
CT 2: AGG MURDER (F) W/SPECS OF AGG
CIRCUMSTANCES (2903.01(B), 2941.14(C), and
2929.04(A)(7);
CT 3: AGG BURGLARY (F1) W/FIREARM SPEC
(2911.11(A)(1)(2) and 2941.145;
CT 4: AGG ROBBERY (F1) W/FIREARM SPEC
(2911.01(A)(1)(3) and 2941.145

L. J. Watkins

Prosecuting Attorney

A TRUE BILL

Janice Winans

Foreman of the Grand Jury

This Bill of Indictment found upon testimony sworn and sent before
the Grand Jury at the request of the Prosecuting Attorney

Janice Winans

Foreman of the Grand Jury

Filed _____, 20____

Clerk

By _____

Deputy

Case No. 01-CR-794 - DIRECT PRESENTMENT
Defendant JACKSON, Nathaniel E.

On this _____ day of _____, 20____

the within named _____

Defendant was arraigned, and pleads

_____ guilty to this indictment

Clerk

By _____

Deputy

The State of Ohio
Trumbull County.

I, the undersigned, Clerk of the Court of
Common Pleas in and for said County, do hereby
certify that the foregoing is a full, true, and correct
copy of the original indictment, with endorsements
thereon, now on file in my office.

WITNESS my hand and seal of said Court at,
Warren,

Ohio, this 28 day of Dec, 2001

Margaret R. O'Brien

Clerk

By _____

N. Winans

Deputy

IN THE COURT OF COMMON PLEAS
TRUMBULL COUNTY, OHIO

STATE OF OHIO,

Plaintiff,

-vs-

NATHANIEL JACKSON,

Defendant.

:

: Case No. 01-CR-794

:

:

:

EXHIBIT

841

AFFIDAVIT OF MARK ROOKS

State of Ohio :

ss:

County of Franklin :

Mark Rooks, after being duly sworn according to law, states as follows:

1. I am an investigator employed by the Office of the Ohio Public Defender.
2. As part of my duties, I am assigned to the above case.
3. On December 29, 2003, I attempted to telephonically contact Janice Winans who

resides at [REDACTED] Cortland, Ohio 44410 and whose telephone number is [REDACTED]

4. I was unsuccessful and I renewed my efforts on December 30 and 31, 2003. On December 31, 2003 I spoke with Ms. Winans' spouse who verified that Ms. Winans was Caucasian.

Further affiant saith naught.


MARK ROOKS

EXHIBIT

41

Sworn to and subscribed in my presence this 2nd day of January, 2004.



191625

GLORIA CORNE
My Commission Expires 7-24-2005

Gloria Corne
NOTARY PUBLIC

Friendly foremen

ARE HAMILTON COUNTY JUDGES CALLING ON FRIENDS TO HELP ISSUE DEATH PENALTY INDICTMENTS?

by Jamie Pietras

You can't talk criminal justice in Ohio without talking race and economics.

Proportionally speaking, there are far more African-Americans in jail and on death row than other demographic groups. African-Americans make up only 12 percent of Ohio's population, but make up about 50 percent of those waiting to be executed in Lucasville's death chamber. Likewise, Ohio jails as a whole are just over 50 percent black.

Conversely, the powers that hold the keys to the justice system—the attorneys and judges—are overwhelmingly white. In a report issued last year, the Ohio Commission for Racial Fairness surveyed judges and attorneys across the state. Ninety-six percent of judges were white, as were 86 percent of attorneys.

Now, attorneys in the Ohio Public Defender's office have discovered information that adds fuel to the already inflammatory racial underpinnings of death-penalty politics.

The public defender found that in Hamilton County, the runaway leader in death-penalty convictions, grand jury forepersons seem to have a lot in common with the judges and prosecutors: They're very white and they're very male.

The Hamilton County prosecutors and judges contacted by *Columbus Alive* didn't think this was a big deal. The wheels of justice turn at the same pace for all, regardless of race, they contend. But public defenders argue the finding smacks of racial insensitivity.

The revelation came out of the pending federal appeals of African-American death row inmates William Henry Smith and Shawn Hawkins.

In 1995, U.S. District Judge for Southern Ohio S. Arthur Spiegel gave Smith's attorneys access to the names and addresses of all grand jurors and grand jury forepersons that had returned death indictments in Hamilton County since 1982. In 1998, U.S. District Judge Susan Dlott allowed updated information be released in the Hawkins case.

Smith was indicted in 1987 for the rape and murder of a 47-year-old Cincinnati woman. Hawkins was indicted in 1989 for shooting and then robbing two men. Both Hawkins and Smith were sentenced to death. Like all death cases, their eventual convictions began with indictments from a grand jury.

Completely secret judicial bodies kept away from the public eye, grand juries help turn the keys on the ignition of the death machine. Unlike the trial juries that actually hear death penalty cases and deliver sentences, the identity of grand jurors is never made public. They hear evidence from the prosecutor and then choose whether or not to indict someone with death-penalty specifications. In Hamilton County, 12 grand jurors are needed to indict—11 randomly

foreperson.

Using the grand jury information released by both judges, the public defender's office tracked down the 87 grand jury forepersons that returned death indictments from 1982 through 1998.

The public defender hired the Minnesota-based National Jury Project Midwest to help crunch the numbers, and when the results came back earlier this year, the public defender's attorneys had their worst suspicions confirmed: In Hamilton County, there were a mere four African-American forepersons of grand juries returning death-penalty indictments from 1982 through 1998.

Had this been consistent with the number of African-Americans in Hamilton County, there should have been 18 or 19 African-American forepersons. In the first five years after capital punishment was reinstated in Ohio, when 13 men were sentenced to death in Hamilton County, there were no African-American forepersons.

Women, too, were underrepresented. Roughly 22 percent of the 87 forepersons were women, though more than half the county's residents are women.

Why the discrepancy?

"Is there some law that says you have to have a certain number of African Americans serve as grand jury forepersons? Then they weren't underrepresented."

—Judge Thomas Crush, Hamilton County Common Pleas Court

In Hamilton County, grand juries are selected from a random sample of registered voters supplied by the local board of elections. The foreperson, however, is selected by a judge.

According to public defender data, the same six people each served twice as grand jury forepersons. Two people each served as forepersons on three different grand juries.

"It's pretty apparent there's something wrong in that county," said Larry Komp, a public defender working on Smith's case.

"You don't see something like that unless you're in the deep South," added fellow public defender Jane Perry.

The public defenders suspected judges were merely choosing their friends to serve as grand jury forepersons.

In an interview last week with *Columbus Alive*, Hamilton County Common Pleas Court Judge Thomas Crush as much as confirmed this fear while pooh-poohing the public defenders' concerns. "Maybe [judges'] friends are mostly white and that accounts for the white forepersons," Crush admitted. "Public defenders will make significant anything they can."

While he said he usually picked a foreperson from the random pool provided by the board of elections, Crush said he may have chosen someone he knew once. "I just say, 'Who's available?'" said Crush,

cases. "You can't assume that just because a judge appoints someone he knew, that [the foreperson] is a stooge...It's insulting to people who've been appointed to say these haven't been good grand juries."

State Treasurer Joe Deters, who put 22 men on death row in his tenure as Hamilton County prosecutor from 1992 to 1998, said the foreperson's role shouldn't be overstated. "They're quite insignificant. They handle the bookkeeping and clerical duties for the jury itself."

But they do have a vote, just like other grand jurors.

When asked about the significance of the public defender's findings, Crush offered a simple answer. "Is there some law that says you have to have a certain number of African Americans serve as grand jury forepersons?" the judge asked rhetorically, then concluded that "they weren't underrepresented."

While there may not be a state constitutional statute or court precedent dictating the proper composition of grand jury forepersons, the U.S. Supreme Court ruled in April 1998 on a similar claim brought forth by a defendant in Louisiana.

Terry Campbell, a white man indicted

he taken. "I've never appointed a Chinaman, Japanese, an Aleut," Crush said. He likened the efforts of the anti-capital-punishment movement to those of liberal groups such as Greenpeace. "The anti-capital-punishment people will never stop," he said.

Deters was aware the public defender's office had the grand jury information, but didn't know about the National Jury Project's analysis. "I'm not familiar with that study, but there's a series of studies, so to speak, and generally they're all shams," Deters said. "I can tell you categorically that some of our toughest and staunchest jurors in these cases have been African-Americans, and to infer otherwise is a pretty racist thing to do."

He continued, "I don't know what the race of a juror has to do with their ability or inability to follow the law. To infer that African-Americans won't follow the law, I think, is a very racist thing to allege...If I filed a motion saying we're not getting enough white jurors, could you imagine the outrage from the liberal community? It would be deafening how upset everyone would get, and rightfully so."

"The bottom line on all these things," Deters said, "is that the state public defender's office and those who wish we didn't have a death penalty in this state are grasping at straws and trying to throw everything they can against the wall and hoping something sticks."

Ohio Supreme Court Chief Justice Thomas Moyer wouldn't comment specifically on the grand jury foreperson issue, but said, "I do know from talking to people who've been forepersons that it's a commitment of time and sort of mental resources. But, I don't know why there would be, in a county that large, somebody that served three times."

In Cuyahoga County, judges also hand-pick grand jury forepersons, who don't have to come from the jury pool. Usually, the court opts for a noteworthy member of the community, said Noble Guila, commissioner of the Cuyahoga County Court of Common Pleas. The *Cleveland Plain Dealer* always publishes pictures and bios of grand jury forepersons.

In Franklin County, nine members sit on a grand jury and seven are needed to indict. Grand jurors are randomly drawn from registered voter rolls. A foreperson is selected from the existing jurors by prosecutors and Common Pleas Court Bailiff Melanie McCoy.

When asked whether she thought racial composition of a grand jury was significant, McCoy said, "The thought's never come across my mind." She noted that women have always been well represented on Franklin County grand juries.

David Bodiker, Ohio Public Defender, admits that, practically speaking, the composition of the grand jury won't do much to affect the outcome of an indictment.

"My experience is that the grand jury would indict a ham sandwich if the prosecutor told them to," Bodiker said. "What I'm sure is involved is the fact that we have such difficulty with Hamilton County, with the judges, with the attorney... When you get an obvious and apparent defect, it's a chink in the armor and you can go after it."

Crush is tired of the race-baiting. "I don't give a damn about race," he said.



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BUT THE HOLIDAYS WERE BUSY SO RSF SAID HE'D DO IT IN JANUARY WHEN THINGS SLOWED DOWN. SO, I KNEW ABOUT THE MILLION BECAUSE I WAS INVOLVED IN THE 'PHONE TAG' TRYING TO HELP MAKE AN APPOINTMENT. HE WAS DETERMINED TO GET IT ASAP IN JANUARY. HE HAD TO SCHEDULE A COMPLETE EXAM TO GET A MILLION. I BELIEVE HE UPPED THE ST. FARM FROM 250K TO 300K BECAUSE HE DIDN'T NEED AN EXAM FOR THE EXTRA 50K. I SWEAR I DID NOT KNOW ABOUT THE EXTRA 50K.

HE HAD A PRIVATE INVESTIGATOR'S LICENSE IN THE STATE OF FLORIDA AND SOLD IT JUST BEFORE I MET HIM. WAIT — HE WAS STILL SERVING SUPDENS — I WENT FOR THE RIDES WITH HIM. HE HAD ALREADY BEEN WORKING FOR W. W. GRANGER, INC. (ON THE STOCK EXCHANGE). BUT A COUPLE OF YEARS LATER HE WAS AFRAID THEY WERE GOING TO TAKE PART OF HIS AREA AWAY (LESS COMMISSIONS) SO HE SAID HE HURT HIS BACK AT THE OFFICE/WAREHOUSE AND WENT ON WORKMEN'S COMP. FOR A COUPLE OF YEARS AND MADE A SETTLEMENT, PLUS GOT 100% OF HIS RETIREMENT FUND.

I DIDN'T PAY A LOT OF ATTENTION TO HIS GOINGS ON. I WAS AFRAID OF HIM SOMETIMES. HE COULD BE QUITE VIOLENT. IN FACT, WHEN HE MET ME, HE WAS STILL MARRIED + LIED AND SAID HE WAS DIVORCED BECAUSE HE WAS AFRAID I WOULDN'T WANT TO GO THROUGH THAT. HE PAINTED HER SILVER LINCOLN WITH BLACK PAINT WHILE SHE WAS AT WORK, STOLE HER BAG WITH #? // @ # PICTURES IN IT, TOLD EVERYONE SHE SLEPT WITH HER

3

EX-HUSBANDS FATHER (HER FATHER-IN-LAW). HE SOLD ME THE HOUSE SO SHE WOULDN'T GET ANY MONEY. HE WAS PLANNING HOW TO THROW A MOLOTOV COCKTAIL THROUGH HER ATTY'S, HOUSE WINDOW. AT THE SAME TIME HE WAS FIGHTING WITH HIS FIRST WIFE OVER CHILD SUPPORT + TRANSFERRED A 25K CD INTO MY NAME. HE SAID HE WAS PENNILESS AND HAD NO PLACE TO LIVE. HE WAS A VICIOUS MAN, ONE YOU'D BETTER NEVER PISS OFF. HONEST. HE RIPPED OFF MANY CREDIT CARD COMPANIES. WE WERE EARNING OVER 200K A YEAR, BUT IT WAS NEVER ENOUGH. IT'S LIKE HE JUST HAD THAT IN HIM.

AS FOR ME, I WAS ALREADY WORKING FOR THE PLASTIC SURGEON FOR 9 YEARS WHEN WE MET, IN JUNE, 1981. WE WERE DIVORCED IN 1985 TO PROTECT MY ASSETS. HE DIDN'T WANT TO TAKE ANY CHANCE OF HIS TWO SONS EVER GETTING ANYTHING. JUDGE THOMAS SWIFT (WARREN) IN PROBATE SAW HIS WILL: 1/4 TO THEM. OF COURSE, HIS KIDS CAME UP TO OHIO TO FIGHT IT - AFTER HIS FUNERAL. THEY ARE EXACTLY LIKE HIM, MONEY GRUBBERS.

KATHY THOMAS
C/O STATE FARM
MAHONING AVE.
Y-TOWN 44515
330-793-1136

LARRY SOUTHWICK
C/O GREYHOUND BUS STATION
E. MARKET ST.
WARREN, OHIO 44

DEAR HONORABLE

JUDGE STUART:

I NATHANIEL JACKSON AM WRITING IN REGARDS TO DIFFERENT COUNCIL, DUE TO THE FACT THAT MY ATTORNEY ANTHONY CONSOLADANE IS NOT REPRESENTING ME RIGHT AN I HAVE A CAPITOL MURDER CHARGE AN NOT ONE TIME HAS HE BEEN TO BRING NONE OF THE EVIDENCE SO THAT I CAN HEAR THEM, AN EVERYTIME HE CAME TO SEE ME HE WAS ALWAYS SUPPOSE TO BEEN HAVE BRING THEM BUT KEEP COMING WITH EXCUSES AN ITS STARTING TO SCARE ME BECAUSE HE'S GOT ME THINKING NOW THAT HE'S AGAINST ME, AN THEN HE LAUGHED IN MY FACE AN TOLD ME THAT HE DIDNT HAVE TO COME IN ON HIS OFF DAY, BUT WHAT WAS THE PURPOSE WHEN HE STILL DIDNT BRING THE INFORMATION THAT I'VE BEEN ASKING FOR SINCE DECEMBER, AN HE GOT VERY PERSONAL WHEN I ASKED IF HE HAD TIME TO TAKE MY CASE BECAUSE WHEN HE CAME IN HE QUOTE I'VE BEEN VERY BUSY AN HAVEN'T HAD THE TIME TO GET DOWN TO SEE YOU SO I CAME ON MY OFF DAY AN WHEN I ASKED ABOUT THE INFORMATION THAT HE'S BEEN PUTTING OFF HE GOT EVEN MORE PERSONAL AN TOLD ME THAT HE WAS FINISH TALKING WITH ME, BUT YOUR HONOR HE HAS NOT BEEN WORKING WITH ME AN I WOULD LIKE FOR THE COURTS TO APPOINT ME NEW COUNCIL BECAUSE I'M DEALING WITH MY LIFE AN HE'S NOT TAKING MY CASE SERIOUS, AN I WOULD LIKE TO STAND TRIAL BY MYSELF THEN TO HAVE ANTHONY CONSOLADANE SO PLEASE YOUR HONOR TAKE THIS REQUEST INTO CONSIDERATION BECAUSE MY LIFE IS AT STAKE. THANK YOU

NATHANIEL JACKSON

